CA4 ON HBL AO5
C5162
URBAN MUNICIPAL

Hamilton Ontario. Council
LEGISLATION COMMITTEE
Jan - June 1988

URBAN/MUNICIPAL
CA4ONHBLA05
C51L2

ATION OF THE CITY OF HAMILTON
Street West, Hamilton, Ontario L8N 3T4

URBAN MUNICIPAL
DEC 29 1987
GOVERNMENT DOCUMENTS

1987 December 22nd

NOTICE OF MEETING

Legislation Committee
Monday, 1988 January 4th
10:30 o'clock a.m.
Room 233, City Hall

Susan K. Reeder
Susan K. Reeder
Secretary

SKR/lp

AGENDA

1. *Minutes of the meeting held Monday, 1987 November 30th.*

2. *Summary of 1988 Expenditure Estimates to be reviewed.*
   - *(a) 10:30 o'clock a.m. - Mundialization Committee Budget*
   - *(b) 10:45 o'clock a.m. - Legislative Budget*
   - *(c) 11:15 o'clock a.m. - Film Advisory Sub-Committee Budget (see Item #2)*
   - *(d) 11:30 o'clock a.m. - Mayor's Race Relations Committee Budget (see Item #2)*
   - *(e) 11:45 o'clock a.m. - Hamilton Status of Women Sub-Committee Budget*

12:00 o'clock noon - Lunch

   - *(f) 12:30 o'clock noon - Civic Awards, Receptions, Delegation Hostings Budget*
   - *(g) 12:45 o'clock noon - City Clerk's Budget*

3. *Mayor Robert M. Morrow*

   - *(a) Reception for Soviet Ambassador - Friday, 1988 January 8th*
   - *(b) University of Western Ontario - "Taking Charge" - a Special Course for Local Elected Officials - 1988 March 16th - 19th*

4. *Advertising - KIN Magazine*

5. *Use of City Hall Facilities*

   Mundialization Committee - 1988 May 8th

6. *Procedural by-Law*

   (a) Proposed Amendment
   (b) Bill respecting Access to Information

7. *Other Business*

8. *Adjournment*

Monday, 1987 November 30
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met.

There were present: Alderman D. Christopherson, Acting Chairman
Mayor Robert M. Morrow
Alderman R. Wheeler
Alderman P. Valeriano
Alderman J. Gallagher
Alderman T. Murray

Regrets: Alderman V. Agro, Chairman
Alderman M. Kiss
Alderman P. Cowell

Also Present: Alderman D. Ross
Alderman D. Agostino
Alderman G. Copps
Mr. L. Sage, Chief Administrative Officer
Mr. E. A. Simpson, City Clerk
Mr. S. Dembe, Manager of Licencing
Mrs. Susan K. Reeder, Secretary

Proposed Model for appointment of members to College Boards

Ms. Elizabeth Scarff and Mr. David Doherty of the Ministry of Colleges and Universities appeared before the Committee to speak on the proposed model for the appointment of members to College Boards.

Ms. Scarff gave the Committee the background on the structure of College Boards and Mr. Doherty indicated the persons who sit on the Board of Regents, Board of Governors and College Boards and the purpose for each appointment.

Each of the above spoke on the reasons for the draft model of appointments and it was confirmed that this draft proposal has not yet been to the Ministry as input from municipalities was desired.

The Committee then discussed this issue in great length and it was then moved by Alderman Valeriano, seconded by Alderman Gallagher and carried to approve the following recommendation:

> "That the Provincial Minister of Colleges and Universities be petitioned to pass legislation to ensure that the City of Hamilton's nominee to the Council of Regents is appointed to serve as the City's representative on the Mohawk College Board of Governors."

Minutes - 1987 November 16

The Committee was in receipt of the minutes of the meeting held Monday, 1987 November 16th and agreed to approve these minutes.

Annual Chanukah Celebrations

The Committee was in receipt of a request from the Hamilton Jewish Community Centre for use of City Hall facilities.

The Committee approved the following recommendation:

> "That the request of the Hamilton Jewish Community Centre for the following use of City Hall facilities **BE APPROVED:**
>
> (a) To display the Menorah on the City Hall balcony from 1987 December 15th to 24th inclusive, and
>
> (b) To use the City Hall Council Chambers on Thursday, 1987 December 17th from approximately 3:30 o'clock p.m. to 6:00 o'clock p.m. for the Annual Chanukah Celebrations."

Hamilton Hockey Council Executive Election

The Committee was in receipt of a request from the Department of Culture and Recreation for the use of City Hall facilities.

The Committee approved the following recommendation:

"That the request of the Department of Culture and Recreation to use the Council Chambers on Thursday, 1988 January 14 at 7:30 o'clock p.m. for the purpose of holding the Hamilton Hockey Council Executive Elections, BE APPROVED."

Heart Month

The Committee was in receipt of a request from the Heart and Stroke Foundation of Ontario respecting the use of City Hall facilities.

The Committee approved the following recommendation:

"That the request of the Heart and Stroke Foundation of Ontario (Hamilton-Wentworth Chapter) for the use of the following City Hall facilities on Monday, 1988 February 1st BE APPROVED:

(a) Second Floor Lobby - Public Education displays (to be displayed during the day)

(b) Use of the City Hall forecourt from approximately 11:30 o'clock a.m. to 2:30 o'clock p.m.

(c) Use of plug outlets in the forecourt.

Note: The Mayor will be proclaiming "Heart Month" at noon to be followed by a cake cutting ceremony, serving cake/coffee/hot chocolate to the public, release of balloons and a "Jump Rope for Heart" demonstration."

Max Rotman Humanitarian Youth Awards

The Committee was in receipt of a request from the Hamilton Jewish Community Centre - Max Rotman Humanitarian Youth Award for the use of City Hall facilities.

The Committee approved the following recommendation:

"That the request of the Max Rotman Humanitarian Youth Award Program Director to use the City Hall Council Chambers for the Awards Ceremony on Sunday, 1988 April 10th from approximately 7:30 o'clock p.m. to 10:00 o'clock p.m., BE APPROVED."

Taxi Fare Increases

The Committee was in receipt of a report from the Secretary of the Taxi Cab Task Force dated 1987 November 24 respecting taxi fare increases.

Following discussion on this matter by the Committee, it was moved by Alderman Valeriano, seconded by Alderman Murray and carried to approve the following recommendation:

"That Clauses (i) (ii) (iii) of Subsection 2 of Section 29 of Schedule 4, of By-law 85-57, which amended Licence By-law No. 79-323, be repealed and the following substituted:

(a) For the first 1/8 of a kilometer or part thereof .....$ 2.00

(b) For each additional 1/8 of a kilometer .....$ .10

(c) For waiting after engagement, for each 30 seconds or part thereof after the first 30 seconds .....$ .10

NOTE: For the information of the members of City Council, the Legislation Committee at their meeting held 1987 November 16th, requested information on what other municipalities are charging for taxi rates. The following are the rates presently in effect for:

Mississauga	- $2.00 Flag	- $.78 a kilometer
London	- $1.55 Flag	- $.90 a kilometer
Ottawa	- $1.95 Flag	- $.91 a kilometer
Toronto	- $1.70 Flag	- $.79 a kilometer
Windsor	- $1.65 Flag	- $.80 a kilometer

As can be seen from the above, the City of Hamilton is at the high end for the initial base charge. However, the City is presently the lowest at $.70 for each kilometer travelled thereafter."

It was noted that due to some urgency that this matter will be dealt with at a special meeting of City Council on Tuesday, 1987 December 1st prior to Regional Council.

No Smoking By-law

Under other business, Alderman Valeriano expressed concern that the City's No Smoking By-law is not being observed by some members of City Council.

Following considerable discussion on this matter by the Committee and who would be required to enforce the City's No Smoking By-law at meetings within civic buildings, the Committee approved the following recommendation:

"(a) That the Mayor write to all members of City Council advising them that the City of Hamilton's No Smoking By-law must be complied with, and

(b) That all Chairmen of Committees for meetings in civic buildings be mandated to enforce the City's No Smoking By-law."

Support for community sales of tickets to Hamilton Tiger Cat Games

Alderman Ross spoke to the Committee on his concerns that the City of Hamilton support the efforts of the Hamilton Tiger Cat Club in their sales. He mentioned that there have been several clubs within the C.F.L. which have recently folded due to lack of support from their communities, and he indicated that he would not like to see that happen in Hamilton, although that is not an issue at this time.

General discussion ensued on this matter and it was then moved by Alderman Wheeler, seconded by Alderman Valeriano and carried that the Mayor correspond with the Hamilton Tiger Cat Club on the feasibility of resurrecting the City's Tiger Cat Liaison Committee. It was agreed that the Mayor would then report back to the Committee on the wishes of the Tiger Cat Club.

Adjournment

There being no futher business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN D. CHRISTOPHERSON, ACTING CHAIRMAN
LEGISLATION COMMITTEE

Susan K. Reeder Secretary
1987 November 30th

Typed by M. J. Walton

2.1

SUMMARY OF 1988 EXPENDITURE ESTIMATES TO BE REVIEWED BY THE LEGISLATION COMMITTEE

Description (1)	1987 Projected Actual (2)	1987 Estimate (3)	Adjustment to 1987 Estimate Increase (Decrease) (4)	Inflationary Cost (5)	Expansion Service Level (6)	1988 Original Estimate (3+4+5+6) (7)	Adjustment Increase (Decrease) (8)	1988 Resultant Appropriation (7+8) (9)	Increase (Decrease) Over 1987 Estimate Amount (9-3) (10)	Increase (Decrease) Over 1987 Estimate Percent (10/3) (11)
LEGISLATIVE P. 2-13	990,250	948,530	71,400	42,590		1,062,520	(182,340)	880,180	(68,350)	-7.2%
CITY CLERK P. 14-24	2,331,410	2,309,480	31,890	93,510		2,434,880		2,434,880	125,400	5.4%
SUBTOTAL	3,321,660	3,258,010	103,290	136,100	0	3,497,400	(182,340)	3,315,060	57,050	1.8%
FILM ADVISORY COMMITTEE	100	7,500				7,500		7,500	0	0.0%
MAYOR'S RACE RELATIONS COMMITTEE	4,500	10,300		460		10,760		10,760	460	4.5%
STATUS OF WOMEN	9,300	9,300		420		9,720		9,720	420	4.5%
CIVIC AWARDS, RECEPTIONS, DELEGATION HOSTINGS P.25	45,400	44,800	5,200	1,250		51,250		51,250	6,450	14.4%
TOTAL LEGISLATION COMMITTEE	3,380,960	3,329,910	108,490	138,230	0	3,576,630	(182,340)	3,394,290	64,380	1.9%

2a.

HAMILTON MUNDIALIZATION COMMITTEE

Proposed Operating Budget for 1988

EXPENSES

I	EVENTS			
	1. January	Interfaith Meeting	$ 125	
	2. May	Annual Meeting	50	
	3. Fall	Pot Luck Dinner	100	
			Subtotal	$ 275*
II	MEMBERSHIP FEES			
	1. Ontario Mundialization Council @ $ 5/member		250	
	2. Disarmament Coalition		20	
			Subtotal	$ 270
III	CONFERENCE REGISTRATIONS			
	1. Ontario Mundialization annual meeting**			$ 000
	PINS			
	Purchased out of balance on hand			
IV	OFFICE EXPENSE			
	1. Miscellaneous Supplies		175	
	2. Information Kits for Ceremonies		100	
	3. Postage(Newsletter, Minutes Notices)		300	
			Subtotal	$ 575
V	VISITING DELEGATIONS			
	1. Delegations from twin cities			
	Basic expense(if delegations are as numerous as 1987 we may have to apply for an increase) Entertainment + Gifts			$ 450
	2. Representation by Committee members on official visits to twin cities			5000
			Subtotal	$5450

VI * SPECIAL PROJECT-20TH ANNIVERSARY CELEBRATION $ 2500

TOTAL EXPENSES - $ 9070

**No conference in 1988.

INCOME

Membership Fees

Current Membership 33 @ $5 each = $ 165

Anticipated Bank Balance @ Dec. 31, 1987 85

Plus Services In Kind from City Hall
Typing as required + Photocopying of
Minutes.

Total Income Other* $ 250

*Does not include operating budget from city.

Submitted by Jeannette K. Walkem
Vice-President
Hamilton Mundialization Committee

December 22,1987

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

2b.

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

1987 December 04

Chairman and Members,
Legislation Committee.

Submitted herewith are the 1988 Estimates for the City Clerk's Department submitted in two packages (City Clerk's and Legislative).

The City Clerk's Department consists of sixty-six permanent employees and one position under contract to the Mayor.

The City Clerk's Department Estimates have been prepared under the following headings which reflect the duties and responsibilities of this department.

Administration

Licence Section

Election

Information Bureau

Service Station - Mail and Printing

Switchboard

Hamilton Farmers Market

Advertising and Publicity

Quarter Century Club

During preparation of the Estimates, every attempt was made to limit individual account requirements to the lowest possible level. Where possible, some accounts have been lowered below 1987 levels and other where we have no control may have substantial increases over 1987.

2

The net budget request for the City Clerk's Department is $2,434,880.00. In accordance with the budget guidelines, the following service/program packages totalling $37,490.00 have been prepared but not included in the 1988 budget.

Description	Amount
Council Minutes - Binding	$ 4,200.
Envelope Stuffer	$ 13,000.
Washroom Improvements - Market	$ 6,400.
Enforcement of No Smoking By-law	$ 13,890.

LEGISLATIVE

The net budget request for the Legislative section is $1,062,520. The Legislative budget has been prepared under the following headings which reflect the financial requirements of the Mayor and Aldermen.

Mayor's Office

Aldermen's Office (Administrative Support Services)

Motor Vehicle Operation

City Hall Annual Open House

City of Hamilton Memberships

Outside Groups

The net increase including the anticipated revenues for the City Clerk's/Legislative Budgets is 1.8%.

Yours truly,

E. A. Simpson
City Clerk

EAS/SGH/mg

1988 CURRENT ESTIMATES

INTRODUCTORY FORM
REV. 9/87

4

STATEMENT OF PURPOSE AND STAFFING

FOR THE LEGISLATIVE (DEPT./LOCAL BOARD)

1. PURPOSE/OBJECTIVES

Ø1 - Mayor's Office
Provide all supplies and services required by the Mayor in the performance of his duties.

Ø2 - Aldermen's Offices (Direct Charges)
Provides those services and funds those expenses attributed directly to the Aldermen in the performance of their duties.

Ø3 - Aldermen's Offices (Administrative Support Services)
Provides staff, supplies and equipment in support of Aldermen.

Ø5 - City Hall Open House
Funds some expenses to hold the annual Open House.

Ø6 - City of Hamilton Memberships
Funds membership in the Association of Municipalities of Ontario.

Ø7 - Outside Groups
Provides staff and sound equipment services to charitable and non-profit groups using the City Hall for various activities.

2. PROJECTED MAJOR PROGRAM/ORGANIZATIONAL CHANGES DURING THE PERIOD 1988-1990

3. STAFFING (FTE'S) (NUMBER OF VACANCIES INCLUDED IN "PERMANENT" POSITIONS BELOW IS ____)

	PERMANENT			TEMPORARY			TOTAL		
	Present 1987	Projected 1988	Incr. + Decr. -	Present 1987	Projected 1988	Incr. + Decr. -	Present 1987	Projected 1988	Incr. + Dec. -
Salary	12	12		1	1		13	13	
Wage									
	12	12		1	1		13	13	

NOTE: PLEASE SEE REVERSE SIDE FOR SUGGESTIONS ON COMPLETING THIS FORM

5

City of Hamilton
Treasury

1988 COMPARATIVE STATEMENT OF ESTIMATES
CITY CLERK'S DEPARTMENT

Actual 1986 (1)	Projected Actual 1987 (2)	Estimate 1987 (3)	Account Number (4)	Description (5)	Original Estimate 1988 (6)	Adjustment Increase+ Decrease- (7)	Appropriation 1988 (6+7) (8)	Increase+ Decrease- over 1988 Estimate Amount (8-3) (9)	Increase+ Decrease- over 1988 Estimate Percent (9/3) (10)
	2,331,410	2,309,480		Expenditures - Clerks	2,434,880		2,434,880	125,400+	5.4+
	990,250	948,530		- Legislative	1,062,520	182,340-	880,180	68,350-	7.2-
	3,321,660	3,258,010			3,497,400	182,340-	3,315,060	57,050+	1.8+
	1,086,590	1,070,260		Revenues	1,122,720		1,122,720	52,460+	4.9+
	2,235,070	2,187,750		Net City Clerk and Legislative	2,374,680	182,340-	2,192,340	4,590+	0.2+

1987 December 18

City of Hamilton
Treasury

1988 BUDGET REVENUE ESTIMATES

Account Number (1)	Description (2)	Projected 1987 Actual (3)	1987 Estimate (4)	Adjustment to 1987 Estimate Increase+ Decrease- (5)	Inflationary Cost (6)	Expansion Service Level (7)	1988 Original Estimate (4+5+6+7) (8)	Committee Adjustment Increase+ Decrease- (9)	1988 Resultant Appropriation (10)	Increase+ Decrease- Over 1987 Estimate Amount (10-4) (11)	Increase+ Decrease- Over 1987 Estimate Percent (11/4) (12)
	CITY CLERKS										
0304 03	General Licenses	700,000	680,000	40,000+			720,000		720,000	40,000+	5.9+
06	Marriage Licenses	35,000	35,000				35,000		35,000		
0306 03	Market Rental Fees	350,990	353,060	14,060+			367,120		367,120	14,060+	4.0+
0315 10	Recoveries - Insurance Premiums - Tax Registration	600	2,200	1,600-			600		600	1,600-	72.7-
	Total City Clerks	1,086,590	1,070,260	52,460+			1,122,720		1,122,720	52,460+	4.9+

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE + DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0321			**LEGISLATIVE**										
	01		MAYOR'S OFFICE										
		01	SALARIES AND WAGES	119,190	115,370	8,180+	4,940		128,490		128,490	13,120+	11.4+
		02	TEMPORARY HELP-OUTSIDE AGENCIES	4,910	1,200				1,200		1,200		
		04	LONG TERM DISABILITY PREMIUM	2,040	1,660	180+	70		1,910		1,910	250+	15.1+
		05	PENSIONS	9,240	7,290	760+	400		8,450		8,450	1,160+	15.9+
		07	UNEMPLOYMENT INSURANCE	3,360	2,150	160+	140		2,450		2,450	300+	14.0+
		08	MEDICAL AND HOSPITAL	4,320	4,150	170+	430		4,750		4,750	600+	14.5+
		10	GROUP LIFE INSURANCE	1,560	1,010	300+	30		1,340		1,340	330+	32.7+
		11	TELEPHONES	2,280	2,700	700-			2,000		2,000	700-	25.9-
		16	POSTAGE	2,160	2,200	300+	120		2,620		2,620	420+	19.1+
		19	CONTRACTUAL SERVICES-EXECUTIVE ASSISTANT TO THE MAYOR	56,430	56,430		2,260		58,690		58,690	2,260+	4.0+
		21	OFFICE SUPPLIES AND STATIONERY	3,720	3,740		170		3,910		3,910	170+	4.5+
		29	PICTURE FRAMES AND CAMERA SUPPLIES	5,760	4,430	290+	280		5,000		5,000	570+	12.9+
		31	REPAIRS AND MAINTENANCE-EQUIPMENT		550				550		550		
		42	INSURANCE-A.D.&D. (MAYOR)	40	50	10-			40		40	10-	20.0-
		46	MEMENTOS	38,000	26,000				26,000		26,000		
		60	LOCAL GRANTS	6,000	6,000				6,000		6,000		
		81	RENTAL-CAR POOL	150	150		10		160		160	10+	6.7+
		90	RENTAL-CABLE FOR MAYOR'S OFFICE	170	170	70-			100		100	70-	41.2-

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE + DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0321			**LEGISLATIVE**										
	01		MAYOR'S OFFICE										
		91	TRAVELLING	9,000	6,750		250		7,000 P.12		7,000	250+	3.7+
		92	CAR ALLOWANCE	100	100	10+	10		120		120	20+	20.0+
		93	MEMBERSHIPS AND SUBSCRIPTIONS	1,040	1,040		50		1,090		1,090	50+	4.8+
		94	TRAINING COURSES			600+			600		600	600+	
		96	MEETING EXPENSES	3,960	4,000	320+	180		4,500		4,500	500+	12.5+
			ACTIVITY TOTALS	273,430	247,140	10,490+	9,340		266,970		266,970	19,830+	8.0+
	02		ALDERMEN'S OFFICES (DIRECT CHARGES)										
		01	SALARIES	222,840	210,790	5,270+	8,640		224,700		224,700	13,910+	6.6+
		04	LONG TERM DISABILITY PREMIUM	2,400	8,990	6,100-			2,890		2,890	6,100-	67.9-
		05	PENSIONS	10,440	10,080	250+	510		10,840		10,840	760+	7.5+
		08	MEDICAL AND HOSPITAL	19,320	18,790	610-	1,820		20,000		20,000	1,210+	6.4+
		10	GROUP LIFE INSURANCE	1,920	1,880		100		1,980		1,980	100+	5.3+
		42	INSURANCE	740	740	100-			640		640	100-	13.5-
		81	RENTAL-CAR POOL	60	170				170		170		
		91	TRAVELLING	23,400	19,020	6,180+	1,130		26,330 P.13		26,330	7,310+	38.4+
		92	CAR ALLOWANCE		100				100		100		
		93	MEMBERSHIPS AND SUBSCRIPTIONS	1,560	1,860	90+	90		2,040		2,040	180+	9.7+
		96	MEETING EXPENSES	1,560	100	1,240+	60		1,400		1,400	1,300+	

THE CORPORATION OF THE CITY OF HAMILTON — PGM NO. PBPYBL3

DATE 12/17/87 — **LEGISLATIVE** — TREASURY — EXPENDITURE ESTIMATES — PAGE 9

1988 BUDGET WORKSHEET - FORM NO. 1

ACCOUNT DEPT (1)	ACCT (1)	ADJ (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	PERCENT (11/4) (12)
0321			**LEGISLATIVE**										
	02		ALDERMEN'S OFFICES (DIRECT CHARGES)										
			ACTIVITY TOTALS	294,240	272,520	6,220+	12,350		291,090		291,090	18,570+	6.8+
	03		ALDERMEN'S OFFICES (ADMINISTRATIVE SUPPORT SERVICES)										
		01	SALARIES AND WAGES	207,590	207,590	39,770+	9,900		257,260		257,260	49,670+	23.9+
		04	LONG TERM DISABILITY PREMIUM	3,960	4,280	1,010+	210		5,500		5,500	1,220+	28.5+
		05	PENSIONS	14,040	14,360	3,020+	860		18,240		18,240	3,880+	27.0+
		07	UNEMPLOYMENT INSURANCE	5,640	5,850	1,210+	420		7,480		7,480	1,630+	27.9+
		08	MEDICAL AND HOSPITAL	8,520	7,200	4,790+	1,200		13,190		13,190	5,990+	83.2+
		10	GROUP LIFE INSURANCE	1,680	1,780	410+	80		2,270		2,270	490+	27.5+
		11	TELEPHONES	3,120	3,200				3,200		3,200		
		16	POSTAGE	12,000	12,000		600		12,600		12,600	600+	5.0+
		21	OFFICE SUPPLIES AND STATIONERY	9,600	5,730	4,010+	260		10,000		10,000	4,270+	74.5+
		31	REPAIRS AND MAINTENANCE-EQUIPMENT	1,150	760	740+	30		1,530		1,530	770+	101.3+
		71	EQUIPMENT-VARIOUS	300	270	270-						270-	
		90	RENTAL-CABLE TV	130	150		10		160		160	10+	6.7+
		99	RECOVERY OF SUPPORT SERVICES COST-FROM REGION							182,340-	182,340-	182,340-	

ACCOUNT DEPT (1)	ACCOUNT OBJECT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE DECREASE OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE DECREASE OVER 1987 ESTIMATE PERCENT (11/4) (12)
0321		**LEGISLATIVE**										
03		ALDERMEN'S OFFICES (ADMINISTRATIVE SUPPORT SERVICES)										
		ACTIVITY TOTALS	267,730	263,170	54,690+	13,570		331,430	182,340-	149,090	114,080-	43.3-
04		MOTOR VEHICLE OPERATION										
	81	RENTAL-CAR POOL	152,150	152,150		6,850		159,000		159,000	6,850+	4.5+
		ACTIVITY TOTALS	152,150	152,150		6,850		159,000		159,000	6,850+	4.5+
05		CITY HALL ANNUAL OPEN HOUSE										
	60	SERVICES AND SUPPLIES	1,650	2,000				2,000		2,000		
		ACTIVITY TOTALS	1,650	2,000				2,000		2,000		
06		CITY OF HAMILTON MEMBERSHIPS										
	93	MEMBERSHIPS AND SUBSCRIPTIONS (A.M.O.)	8,050	8,050		480		8,530		8,530	480+	6.0+
		ACTIVITY TOTALS	8,050	8,050		480		8,530		8,530	480+	6.0+

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE + DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0321			**LEGISLATIVE**										
	07		OUTSIDE GROUPS										
		60	USE OF CITY HALL FACILITIES AND EQUIPMENT	3,000	3,500				3,500		3,500		
			ACTIVITY TOTALS	3,000	3,500				3,500		3,500		
			TOTAL BUDGET REQUEST	990,250	948,530	71,400+	42,590		1,062,520	182,340-	880,180	68,350-	7.2-

CITY OF HAMILTON
TREASURY

FORM NO. 5

12

1988 SCHEDULE OF CONVENTIONS AND CONFERENCES

LEGISLATIVE
DEPARTMENT/ LOCAL BOARD

MAYOR'S OFFICE - 0321-0191

OCTOBER 14, 1987
DATE

NAME OF EVENT	PLACE TO BE HELD	DATES OF EVENT	PROPOSED TO ATTEND. (NAME AND POSITION)	ESTIMATED COST
VARIOUS MUNICIPAL RELATED MEETINGS & ACTIVITIES AT WHICH THE CITY OF HAMILTON MUST BE REPRESENTED	VARIOUS LOCATIONS	VARIOUS DATES	MAYOR R. M. MORROW MR. D. CARSON EXECUTIVE ASSISTANT TO THE MAYOR.	$7.000.
			TOTAL OBJECT 91 - "TRAVELLING"	$7,000. P-8

CITY OF HAMILTON
TREASURY

FORM NO. 5

13

LEGISLATIVE

DEPARTMENT/ LOCAL BOARD

1988 SCHEDULE OF CONVENTIONS AND CONFERENCES

ALDERMEN - 0321-0291

OCTOBER 14, 1987

DATE

NAME OF EVENT	PLACE TO BE HELD	DATES OF EVENT	PROPOSED TO ATTEND. (NAME AND POSITION)	ESTIMATED COST
VARIOUS CONFERENCES & MEETINGS TO WHICH VARIOUS ALDERMEN WILL BE AUTHORIZED TO ATTEND.	VARIOUS LOCATIONS	VARIOUS DATES	VARIOUS ALDERMEN DEPENDING ON CONFERENCE OR MEETING	$26,330.
			TOTAL OBJECT 91 - "TRAVELLING"	$26,330. P.8

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1988 CURRENT ESTIMATES

INTRODUCTORY FORM
REV. 9/87

14

STATEMENT OF PURPOSE AND STAFFING

FOR THE CITY CLERKS (DEPT./LOCAL BOARD)

1. PURPOSE/OBJECTIVES

To provide services and assistance to City Council, its Committees and the general public; and perform all functions required of the City Clerk by the Municipal Act:-

(1) Provide secretarial services to City Council, Executive Committee, Standing Committees Sub-Committees and Special Purpose Committees.
(2) Administer the Records Management Programme.
(3) Process and administer municipal licences.
(4) Provide information services.
(5) Register births and deaths.
(6) Provide Switchboard services.
(7) Provide relief personnel to the Mayor's Office, Aldermen's Offices, Chief Administrative Officer's Office, Information Desk and Switchboard.
(8) Conduct Municipal Elections.
(9) Provide printing and mail services for the City and Region.
(10) Administer the Hamilton Farmers' Market.
(11) Co-ordinate City advertising.
(12) Administer City Insurance Programme.
(13) Administer various bus pass programmes and Tax Rebate Programme.
(14) Co-ordinate civic receptions and functions.
(15) Co-ordinate Quarter Century Club Banquet.
(16) Co-ordinate all commercial film making activities in the City of Hamilton, and provide support staff to the Film Advisory Committee.
(17) Administer and enforce the No-Smoking By-law.

2. PROJECTED MAJOR PROGRAM/ORGANIZATIONAL CHANGES DURING THE PERIOD 1988-1990

(1) Development of a Central Records Management Programme for all civic departments, administered by the City Clerks Department.

(2) Possible transfer of microfilm services to the City Clerks Department.

3. STAFFING (FTE'S) (NUMBER OF VACANCIES INCLUDED IN "PERMANENT" POSITIONS BELOW IS 1)

	PERMANENT			TEMPORARY			TOTAL		
	Present 1987	Projected 1988	Incr. + Decr. -	Present 1987	Projected 1988	Incr. + Decr. -	Present 1987	Projected 1988	Incr. + Dec. -
Salary	48	48					48	48	
Wage	6	6					6	6	
	54	54					54	54	

NOTE: PLEASE SEE REVERSE SIDE FOR SUGGESTIONS ON COMPLETING THIS FORM

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE DECREASE OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE DECREASE OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322			**CITY CLERKS DEPARTMENT*										
	01		ADMINISTRATION										
		01	SALARIES AND WAGES	684,000	694,690	21,430+	28,200		744,320		744,320	49,630+	7.1+
		02	TEMPORARY HELP-OUTSIDE AGENCIES	37,200	37,200		1,670		38,870		38,870	1,670+	4.5+
		04	LONG TERM DISABILITY PREMIUM	30,410	30,410	1,070+	1,230		32,710		32,710	2,300+	7.6+
		05	PENSIONS	105,770	105,770	950-	5,210		110,030		110,030	4,260+	4.0+
		07	UNEMPLOYMENT INSURANCE	36,740	36,740	4,710+	2,420		43,870		43,870	7,130+	19.4+
		08	MEDICAL AND HOSPITAL	67,830	67,830	330+	6,650		74,810		74,810	6,980+	10.3+
		10	GROUP LIFE INSURANCE	13,740	13,740	50+	540		14,330		14,330	590+	4.3+
		11	TELEPHONES	2,040	3,620	1,620-			2,000		2,000	1,620-	44.8-
		16	POSTAGE	40,320	38,020	3,580+	2,080		43,680		43,680	5,660+	14.9+
		18	CONTRACTUAL SERVICES	4,850	4,850	4,850-						4,850-	
		21	OFFICE SUPPLIES AND STATIONERY	37,800	48,850	8,850-			40,000		40,000	8,850-	18.1-
		29	COUNCIL MINUTES AND HANDBOOK	3,520	5,400	5,050-			350		350	5,050-	93.5-
		31	REPAIRS AND MAINTENANCE-EQUIPMENT	2,620	2,470	350-	130		2,250		2,250	220-	8.9-
		50	PROVISION FOR SERVICING AND REPLACEMENT OF CALCULATORS	30	30				30		30		
		62	PRINTING ZONING MAPS	3,670									
		71	OFFICE EQUIPMENT	6,890	6,400	6,400-						6,400-	
		81	RENTAL-CAR POOL	2,000	2,000		80		2,080		2,080	80+	4.0+
		83	RENTAL-OFFICE EQUIPMENT	16,400	29,390	9,390-			20,000		20,000	9,390-	31.9-

EXPENDITURE ESTIMATES

DEPT (1)	ACCT OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE DECREASE OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE DECREASE OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322		**CITY CLERKS DEPARTMENT*										
	01	ADMINISTRATION										
	87	RENTAL-OTHER FACILITIES	3,960	6,450	1,450-			5,000		5,000	1,450-	22.5-
	91	TRAVELLING	3,330	2,910	210-			2,700 T.23		2,700	210-	7.2-
	93	MEMBERSHIPS AND SUBSCRIPTIONS	3,380	3,160			20	3,180		3,180	20+	.6+
	94	TRAINING COURSES	1,560	2,620	510-			2,110		2,110	510-	19.5-
	96	MEETING EXPENSES	50									
	99	RECOVERY FROM SALE OF BY-LAWS	5,900-									
		ACTIVITY TOTALS	1102,210	1142,550	8,460-	48,230		1182,320		1182,320	39,770+	3.5+
	02	LICENSE SECTION										
	01	SALARIES AND WAGES	330,420	330,420	1,050+	13,220		344,690		344,690	14,270+	4.3+
	11	TELEPHONES	630	1,500	500-			1,000		1,000	500-	33.3-
	23	LICENSE PLATES	2,770	2,520	280+	140		2,940		2,940	420+	16.7+
	27	UNIFORMS, CLOTHING, AND ACCESSORIES	320	320		20		340		340	20+	6.3+
	31	REPAIRS AND MAINTENANCE-EQUIPMENT	340	750	110+			860		860	110+	14.7+
	33	REPAIRS AND MAINTENANCE-BUILDING	300	500				500		500		
	35	REPAIRS AND MAINTENANCE-RADIO EQUIPMENT	840	1,000				1,000		1,000		
	50	PROVISIONS FOR SERVICING AND REPLACEMENT OF CALCULATORS	60	60				60		60		

THE CORPORATION OF THE CITY OF HAMILTON

DATE 12/17/87 — PGM NO. PBPYBL2+

**CITY CLERKS DEPARTMENT* — TREASURY — EXPENDITURE ESTIMATES — PAGE 3

1988 BUDGET WORKSHEET - FORM NO. 1

ACCOUNT DEPT (1)	ACCT OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE + DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322		**CITY CLERKS DEPARTMENT*										
	02	LICENSE SECTION										
	51	EXAMINERS FEES	8,250	9,000				9,000		9,000		
	59	FEES-OTHER	240	500				500		500		
	71	OFFICE EQUIPMENT										
	81	RENTAL-CAR POOL	28,880	28,880		1,160		30,040		30,040	1,160+	4.0+
	91	TRAVELLING	1,100	1,120	380+			1,500 P.24		1,500	380+	33.9+
	93	MEMBERSHIPS AND SUBSCRIPTIONS	960	970	110+	50		1,130		1,130	160+	16.5+
	94	TRAINING COURSES	600	1,200	100+			1,300		1,300	100+	8.3+
	96	MEETING EXPENSES	120	250				250		250		
	98	PHOTO - IDENTIFICATION	6,600									
	99	RECOVERY - IDENTIFICATION COST	8,040-									
		ACTIVITY TOTALS	374,390	378,990	1,530+	14,590		395,110		395,110	16,120+	4.3+
	03	ELECTION										
	01	SALARIES AND WAGES	7,050	15,000	2,000+			17,000		17,000	2,000+	13.3+
	02	TEMPORARY HELP			145,700+			145,700		145,700	145,700+	
	05	PENSIONS	70		400+			400		400	400+	
	07	UNEMPLOYMENT INSURANCE	140		600+			600		600	600+	
	11	TELEPHONES	10		1,000+			1,000		1,000	1,000+	
	12	ADVERTISING			5,000+			5,000		5,000	5,000+	
	16	POSTAGE			40,000+			40,000		40,000	40,000+	

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ACCOUNT DEPT (1)	A C T	U B J	D E T	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLA-TIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIA-TION (8+9) (10)	INCREASE DECREASE OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE DECREASE OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322				**CITY CLERKS DEPARTMENT*										
	03			ELECTION										
		18		CONTRACTUAL SERVICES			10,300+			10,300		10,300	10,300+	
		21		OFFICE SUPPLIES AND STATIONERY			60,000+			60,000		60,000	60,000+	
		83		RENTAL-OFFICE EQUIPMENT			10,000+			10,000		10,000	10,000+	
		87		RENTAL-POLLING PLACES			20,000+			20,000		20,000	20,000+	
		98		RECOVERIES-AREA MUNICIPALITIES			10,000-			10,000-		10,000-	10,000-	
		99		FINANCING FROM RESERVE FOR ELECTION (0377-1098)	7,270-	15,000-	285,000-			300,000-		300,000-	285,000-	
				ACTIVITY TOTALS										
	04			INFORMATION BUREAU										
		01		SALARIES AND WAGES	128,640	122,950	6,700-			116,250		116,250	6,700-	5.4-
		31		REPAIRS AND MAINTENANCE-EQUIPMENT		100				100		100		
		93		MEMBERSHIPS AND SUBSCRIPTIONS	350	350		20		370		370	20+	5.7+
		99		RECOVERY OF COSTS FOR EMERGENCY ANSWERING SERVICES-FROM REGION	69,180-	56,200-	10,450-			66,650-		66,650-	10,450-	18.6-
				ACTIVITY TOTALS	59,810	67,200	17,150-	20		50,070		50,070	17,130-	25.5-

THE CORPORATION OF THE CITY OF HAMILTON

DATE 12/17/87 — TREASURY — EXPENDITURE ESTIMATES — PGM NO. PBPYR30 — PAGE

**CITY CLERKS DEPARTMENT*

1988 BUDGET WORKSHEET - FORM NO. 1

ACCOUNT DEPT (1)	ACCT (1)	OBJ (1)	DET (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322				**CITY CLERKS DEPARTMENT*										
	05			SERVICE SECTION-MAIL AND PRINTING										
		01		SALARIES AND WAGES	182,760	182,760	2,650+	7,310		192,720		192,720	9,960+	5.4+
		21		OFFICE SUPPLIES AND STATIONERY	57,460	57,460		2,590		60,050		60,050	2,590+	4.5+
		27		UNIFORMS, CLOTHING AND ACCESSORIES	240	240		10		250		250	10+	4.2+
		31		REPAIRS AND MAINTENANCE-EQUIPMENT	12,510	12,960		690		13,650		13,650	690+	5.3+
		40		PRIOR YEARS' SALES TAX										
		41		SALES TAX ON PRINTING AND SUPPLIES	40,800	25,000	15,000+			40,000		40,000	15,000+	60.0+
		42		INSURANCE	100	100				100		100		
		50		PROVISION FOR SERVICING AND REPLACEMENT OF CALCULATORS	60	60				60		60		
		71		OFFICE EQUIPMENT	1,370	1,400	1,400-						1,400-	
		83		RENTAL-OFFICE EQUIPMENT	95,770	70,000	25,690+	4,310		100,000		100,000	30,000+	42.9+
		99		RECOVERY OF COSTS FOR PRINTING SERVICES-REGION	20,640-	19,510-	2,490-			22,000-		22,000-	2,490-	12.8-
				ACTIVITY TOTALS	370,430	330,470	39,450+	14,910		384,830		384,830	54,360+	16.4+

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ACCOUNT DEPT (1)	ACCT (1)	ADJ BJ (1)	DET (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322				**CITY CLERKS DEPARTMENT*										
	06			SWITCHBOARD										
		01		SALARIES AND WAGES	18,960	22,440	2,460-	800		20,780		20,780	1,660-	7.4-
				ACTIVITY TOTALS	18,960	22,440	2,460-	800		20,780		20,780	1,660-	7.4-
	07			HAMILTON FARMER'S MARKET										
		01		SALARIES AND WAGES	163,990	163,990		6,560		170,550		170,550	6,560+	4.0+
		11		TELEPHONES	1,560	1,620		10		1,630		1,630	10+	.6+
		12		PUBLICITY	17,170	17,170		1,190		18,360		18,360	1,190+	6.9+
		16		POSTAGE	140	150				150		150		
		21		OFFICE SUPPLIES AND STATIONERY	730	730		30		760		760	30+	4.1+
		22		CLEANING AND OPERATING SUPPLIES	2,850	2,850		120		2,970		2,970	120+	4.2+
		27		UNIFORMS AND CLOTHING	120	220				220		220		
		30		SMALL TOOLS	180	200				200		200		
		31		REPAIRS AND MAINTENANCE-EQUIPMENT	1,050	1,050		40		1,090		1,090	40+	3.8+
		33		REPAIRS AND MAINTENANCE-BUILDINGS (CHARGEBACK FROM 0328-8899-PROPERTY	80,000	88,750	6,400-	690		83,040 P. 20A,20B		83,040	5,710-	6.4-
		34		REPAIRS AND MAINTENANCE-OTHER	1,200	1,450		60		1,510		1,510	60+	4.1+
		74		FURNISHINGS	180	200				200		200		
		94		TRAINING COURSES		100				100		100		

DATE 12/18/87

THE CORPORATION OF THE CITY OF HAMILTON

TREASURY

1988 BUDGET WORKSHEET - FORM NO. 1

PGM NO. CBPYBL34

PROPERTY DEPT.-PROPERTY AND MAINTENANCE DIVISION

EXPENDITURE ESTIMATES

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE+ DECREASE- OVER 1987 ESTIMATE AMOUNT (10-4) (11)	PERCENT (11/4) (12)
0328			PROPERTY DEPT.-PROPERTY AND MAINTENANCE DIVISION										
	88		REPAIRS AND MAINTENANCE-MARKET										
		13	WATER RATES AND SEWER SURCHARGE	4,300	4,300				4,300		4,300		
		17	WINDOW CLEANING	3,000	3,000				3,000		3,000		
		19	PEST CONTROL	580	580		20		600		600	20+	3.4+
		20	SECURITY	9,300	9,300		350		9,650		9,650	350+	3.8+
		23	OPERATING SUPPLIES			5,590+			5,590		5,590	5,590+	
		31	REPAIRS AND MAINTENANCE-EQUIPMENT	3,820	3,820	1,670+			5,490		5,490	1,670+	43.7+
		32	REPAIRS AND MAINTENANCE-GROUNDS AND TUNNELS	6,050	6,050		250		6,300		6,300	250+	4.1+
		33	REPAIRS AND MAINTENANCE-BUILDINGS	15,500	15,500	3,800+			19,300		19,300	3,800+	24.5+
		34	REPAIRS AND MAINTENANCE-LIGHTING	3,100	3,100	9,940+	120		13,160		13,160	10,060+	324.5+
		35	REPAIRS AND MAINTENANCE-ELECTRICAL EQUIPMENT	2,000	2,000	2,000-						2,000-	
		36	REPAIRS AND MAINTENANCE-	4,400	4,400	2,000+			6,400		6,400	2,000+	45.5+
		(01)	REPAIRS AND MAINTENANCE-VARIOUS ADDITIONAL WASHROOMS			6,400+			6,400		6,400	6,400+	
		37	REPAIRS AND MAINTENANCE SYSTEMS-CIPOLLA	1,200	1,200	1,200-						1,200-	
		38	REPAIR AND MAINTENANCE-ELECTRICAL (JOHNSON CONTROLS)	1,700	1,700	1,700-						1,700-	
		39	REPAIRS AND MAINTENANCE-OTIS ELEVATOR	16,100	16,100	450-			15,650		15,650	450-	2.8-

THE CORPORATION OF THE CITY OF HAMILTON

DATE 12/18/87 — PGM NO. PBPYBL34

PROPERTY DEPT.-PROPERTY AND MAINTENANCE DIVISION — TREASURY — EXPENDITURE ESTIMATES

1988 BUDGET WORKSHEET - FORM NO. 1

ACCOUNT DEPT (1)	ACCT	OBJECT	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE OVER 1987 ESTIMATE PERCENT (11/4) (12)
0328			PROPERTY DEPT.-PROPERTY AND MAINTENANCE DIVISION										
	88		REPAIRS AND MAINTENANCE-MARKET										
		61	CONTRACTUAL SERVICES-FOX REFRIGERATION	3,300	3,300	3,300-						3,300-	
		64	HYDRAULIC DOCK CONSTRUCTION	3,000	3,000	3,000-						3,000-	
		65	LIGHTING ALTERATION	1,500	1,500	1,500-						1,500-	
		66	PLUMBING ALTERATION-PART 1	3,000	3,000	3,000-						3,000-	
		67	SPRINKLER TESTING	1,500	1,500	1,500-						1,500-	
		68	HANDICAPPED DOOR OPENERS	5,400	5,400	5,400-						5,400-	
		99	RECOVERIES-CITY CLERK (0322-0733)	88,750-	88,750-	690-			89,440-		89,440-	690-	.8-
			ACTIVITY TOTALS			740-	740						

THE CORPORATION OF THE CITY OF HAMILTON

DATE 12/17/87 — **CITY CLERKS DEPARTMENT* — TREASURY — EXPENDITURE ESTIMATES — PGM NO. PBPYBL34 — PAGE 7

1988 BUDGET WORKSHEET - FORM NO. 1

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE + DECREASE OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322			**CITY CLERKS DEPARTMENT*										
	07		HAMILTON FARMER'S MARKET										
			ACTIVITY TOTALS	269,170	278,480	6,400-	8,700		280,780		280,780	2,300+	.8+
	08		ENFORCEMENT OF NO-SMOKING BY-LAW										
		01	SALARIES AND WAGES	19,800	15,030	15,030-						15,030-	
		04	LONG TERM DISABILITY PREMIUM										
		05	PENSIONS	520									
		07	UNEMPLOYMENT INSURANCE										
		08	MEDICAL AND HOSPITAL										
		10	GROUP LIFE INSURANCE										
		23	PURCHASE OF SIGNS	6,480	3,000	3,000-						3,000-	
		81	RENTAL-CAR POOL	2,160	2,240	2,240-						2,240-	
		99	SALE OF SIGNS	19,000-	3,000-	3,000+						3,000+	
			ACTIVITY TOTALS	9,960	17,270	17,270-						17,270-	100.0-
	09		ADVERTISING AND PUBLICITY										
		12	ADVERTISING AND PUBLICITY	113,400	59,000	42,650+	5,670		107,320		107,320	48,320+	81.9+
			ACTIVITY TOTALS	113,400	59,000	42,650+	5,670		107,320		107,320	48,320+	81.9+

22

ACCOUNT DEPT (1)	ACCOUNT ACCT (1)	ACCOUNT ADJ (1)	ACCOUNT DET (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE+ DECREASE- OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE+ DECREASE- OVER 1987 ESTIMATE PERCENT (11/4) (12)
0322				**CITY CLERKS DEPARTMENT*										
	10			QUARTER CENTURY CLUB										
		60		ANNUAL BANQUET AND AWARDS	13,080	13,080		590		13,670		13,670	590+	4.5+
				ACTIVITY TOTALS	13,080	13,080		590		13,670		13,670	590+	4.5+
				TOTAL BUDGET REQUEST	2,331,410	2,309,480	31,890+	93,510		2,434,880		2,434,880	125,400+	5.4+

CITY OF HAMILTON
TREASURY

FORM NO. 5

23

1988 SCHEDULE OF CONVENTIONS AND CONFERENCES

0322-0191

CITY CLERK'S DEPARTMENT
DEPARTMENT/ LOCAL BOARD

OCTOBER 14, 1987
DATE

NAME OF EVENT	PLACE TO BE HELD	DATES OF EVENT	PROPOSED TO ATTEND. (NAME AND POSITION)	ESTIMATED COST
ONTARIO MUNICIPAL CLERKS AND TREASURERS ASSOCIATION CONFERENCE.	TORONTO, ONTARIO		MR. K. E. AVERY DEPUTY CITY CLERK	$ 1,000.
INSURANCE MEETINGS & INSTITUTE OF PUBLIC ADMINISTRATION MEETINGS	TORONTO, ONTARIO	VARIOUS DATES	MR. E. A. SIMPSON CITY CLERK	200.
CANUSA GAMES MEETINGS & INTERNATIONAL GAMES CONFERENCE.	FLINT, MICHIGAN	VARIOUS DATES	MR. R. C. PROWSE SECRETARY, CANUSE GAMES COMMITTEE	700.
A.M.C.T. ZONE MEETING & ELECTION MEETINGS	VARIOUS LOCATIONS IN SOUTHERN ONTARIO	VARIOUS DATES	VARIOUS STAFF DEPENDING ON MEETING PURPOSES	800.
			TOTAL OBJECT 91 - "TRAVELLING"	$ 2,700. P. 16

CITY OF HAMILTON
TREASURY

FORM 24

1988 SCHEDULE OF CONVENTIONS AND CONFERENCES

0322-0291

CITY CLERK'S DEPARTMENT
DEPARTMENT/ LOCAL BOARD
OCTOBER 14, 1987
DATE

NAME OF EVENT	PLACE TO BE HELD	DATES OF EVENT	PROPOSED TO ATTEND. (NAME AND POSITION)	ESTIMATED COST
ONTARIO MUNICIPAL LAW ENFORCEMENT OFFICERS CONFERENCE	THUNDER BAY, ONTARIO	SEPTEMBER 1988	MR. S. J. DEMBE, LICENCE ADMINISTRATOR MR. D. BARROW SENIOR LICENCE INSPECTOR	$1,500.
			TOTAL OBJECT 91 - "TRAVELLING"	$1,500. P.17

THE CORPORATION OF THE CITY OF HAMILTON

DATE 12/17/87 — TREASURY — PGM NO. PBPYBL3(

RECEPTIONS AND GRANTS -OTHER COMMITTEES — 1988 BUDGET WORKSHEET - FORM NO. 1 — EXPENDITURE ESTIMATES — PAGE

ACCOUNT DEPT (1)	ACCT (1)	OBJT (1)	DESCRIPTION (2)	PROJECTED 1987 ACTUAL (3)	1987 ESTIMATE (4)	ADJUSTMENT TO 1987 ESTIMATE INCREASE+ DECREASE- (5)	INFLATIONARY COST (6)	EXPANSION SERVICE LEVEL (7)	1988 ORIGINAL ESTIMATE (4+5+6+7) (8)	ADJUSTMENT INCREASE+ DECREASE- (9)	1988 RESULTANT APPROPRIATION (8+9) (10)	INCREASE + DECREASE - OVER 1987 ESTIMATE AMOUNT (10-4) (11)	INCREASE + DECREASE - OVER 1987 ESTIMATE PERCENT (11/4) (12)
0373			RECEPTIONS AND GRANTS -OTHER COMMITTEES										
	10		LEGISLATION COMMITTEE										
		01	CIVIC PINS, MEDALS, RINGS	17,000	16,300	2,700+	1,000		20,000		20,000	3,700+	22.7+
		02	RECEPTIONS-CITY HALL	4,300	5,000		250		5,250		5,250	250+	5.0+
		03	SPECIAL CIVIC RECEPTIONS AND DELEGATION HOSTING	23,500	23,500	1,500+			25,000		25,000	1,500+	6.4+
		04	CERTIFICATES OF RECOGNITION	600		1,000+			1,000		1,000	1,000+	
			ACTIVITY TOTALS	45,400	44,800	5,200+	1,250		51,250		51,250	6,450+	14.4+

3a.

THE CORPORATION OF THE CITY OF HAMILTON

FROM *Mayor Morrow* DATE *December 17, 1987*
Name & Title

FOR ACTION [x] FOR INFORMATION [ ] File No. _____

TO: CITY COUNCIL [ ] (OR) *Mrs. Susan Reeder, Secretary Legislation Committee* [x]
Committee

SUBJECT

Reception for Soviet Ambassador - Friday, January 8, 1988.

RECOMMENDATION

That the City host a reception for up to 125 persons at the Hamilton Convention Centre on the occasion of the presentation of medallions to Naval Veterans by the Soviet Ambassador in the City Council Chambers.

Refreshments to be provided from Account No: 0373-1003 (Special Civic Receptions and Delegation Hosting) up to an amount of $1,500.00.

BACKGROUND

Soviet Ambassador Alexei Rodionov will present medallions to a number of our Naval Veterans who sailed in the Murmansk Convoys during the Second World War.

The Murmansk Run was one of the most hazardous of all convoy routes during the war and it took a particular courage to endure it; which is why the USSR's recognition of these brave men is especially appropriate and appreciated.

DEC 21 3b.

The University of Western Ontario

TO: Mr. L. Si[illegible],
Susan Reeder, Secretary,
Legislation Committee
Members, City Council

FROM: Mayor R. M. Morrow

Urban/Regional Program
Department of Political Science
London, Canada
N6A 5C2

(519) 661-3657

November 24, 1987

Mayor R. Morrow
City of Hamilton
71 Main St. W.
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

With this letter I am enclosing copies of the brochure announcing our third Course for Local Elected Officials, to be held here from March 16-18, 1988. My hope is that you will distribute them to your Council colleagues. I would be glad to provide additional copies on request.

For sixteen years our Program has offered a six-week course for municipal administrators, the objective being to help appointed municipal officials obtain a wider perspective on the unique managerial and political environment in which they operate. My predecessor, Allan O'Brien, a former mayor of Halifax, has been convinced for a long time that successful policy-making at the municipal level also requires that municipal politicians be more fully aware of the opportunities and limitations inherent in their distinct roles as elected municipal leaders. To this end he organized the first course, the theme of which was "Taking Charge".

The course has been so successful that we have decided to offer it again in 1988, with the same theme and in a similar format. Allan will be the keynote speaker. More details are in the brochure.

Enrolment is limited. To ensure that your municipality obtains a spot, please reply as soon as possible. I'd be pleased to answer any questions in writing or on the phone. My number is (519) 661-3657.

Yours sincerely

Andrew Sancton
Director and
Associate Professor

:n

Thirty-four mayors, controllers, councillors, and public utilities commissioners attended Western's two Courses for Local Elected Officials (CLEO). Here are some of their comments:

"I have been impressed by both the knowledge and talent of presenters and participants."
Mary Anne Seldon, Mayor,
Town of Dundas, Ont.

"It's hard to comment on something so well done."
Bill Belfontaine, Controller,
City of Scarborough, Ont.

"I am more enlightened and much wiser as a result of your course."
Judith E. Higginbotham, Alderman
District of Surrey, B.C.

"An intensive, well organized course, rich in resource people which attempts to deal with the major issues facing municipal politicians. Well worth the time and expense."
Barrie R. MacFarlane, Alderman
City of Dartmouth, N.S.

Since all the participants in the 1986 and 1987 courses agreed that other elected officials should have a chance to attend a similar course as soon as possible, another one is being held in 1988. Enrolment is limited to 25. The course will examine in more depth the ideas and information which could make even experienced municipal politicians more effective in their political and policy roles.

The seminar will be advanced in the sense that it will be a concentrated four-day effort to get beyond and beneath the scope of single sessions. It will not be like post-election orientation sessions. It will be aimed at more fundamental and long-term issues and problems rather than at introducing the newly elected to specific municipal departments and agencies, or to municipal law.

Each seminar session will last for an hour and a half including an introductory statement not to exceed 30 minutes. The interaction of participants and faculty will be the chief learning mechanism. Meal times and coffee breaks will provide for less formal discussions.

Faculty

The keynote speaker will be Allan O'Brien, former Mayor of Halifax and former President of what is now the Federation of Canadian Municipalities. Professor O'Brien has taught local government at Western for 17 years and was the founding Director of its Diploma Program in Public Administration for mid-career municipal administrators. Since coming to Western he has been sought after as a speaker and consultant for municipal organizations throughout the country. In 1983 the American-based International City Management Association made him an Honorary Member, the organization's highest award. Professor O'Brien is the country's leading expert on council-staff relations.

The conference organizer is Andrew Sancton, Allan O'Brien's successor as Director of the Urban/Regional Program in Western's Political Science Department. Professor Sancton is the author of **Governing the Island of Montreal** (1985) and co-editor of **City Politics in Canada** (1983). His current research interests include the local government of social services and the relationships between municipalities and business.

Other Western faculty members will lead individual sessions on other topics. Experienced elected and appointed officials and others closely involved in the municipal political process will be invited to lead discussions on subjects related to their own practical expertise.

PROGRAM

Wednesday, March 16, 1988

11:30 a.m.	Registration desk opens
12:30 p.m.	Lunch
2:00 p.m.	Opening Address - Allan O'Brien
4:00 p.m.	Problem Identification - Andrew Sancton
7:30 p.m.	- Special guest speaker

Thursday, March 17, 1988

Sessions will be devoted to the process of governing. In particular, sessions will focus on some of the many different groups, organizations and institutions with which elected municipal officials must interact on a day-to-day basis. These include:

- Business and/or Citizens groups
- Appointed staff
- The media
- The provincial and federal governments
- The drafters of municipal budgets

The day's program will conclude at about 9:00 p.m.

Friday, March 18, 1988

Sessions will be devoted to major policy issues such as:

- Solid waste disposal
- Economic development
- Land-use planning
- Social services

The evening is scheduled as free time. Dinner will be available at 6:30 p.m.

Saturday, March 19, 1988

9:00 a.m.	**Open session** to discuss special issues of concern to registrants.
11:00 a.m.	**Wrap-up and evaluation** - Allan O'Brien

The last event on the program is lunch, which will be available at about 12:30 p.m.

Registration Form

Name _____

Address _____

Telephone _____ Municipality _____

Office Held _____ Year First Elected _____

Please make cheque payable to:
The University of Western Ontario

Fee enclosed ☐☐
- by deadline

and mail to: **"Taking Charge"**
Urban Program
Department of Political Science
The University of Western Ontario
London, Ontario
N6A 5C2

Registration deadline - December 15, 1987
Fee ($830) payable by January, 15, 1988

Place in envelope and mail to:

"Taking Charge"
Urban Program
Department of Political Science
The University of Western Ontario
London, Ontario
N6A 5C2

Registration

The deadline for registration is **December 15, 1987**. However, registrations will be accepted in the order in which they are received. Registration will be limited to 25 persons, with no more than one from any one municipality.

The fee of $830 covers accommodation, meals and all other costs except travel. The fee is due by **January 15, 1988.** If a registrant finds it necessary to cancel, the fee (less an administrative charge of $80) will be refunded providing notice is received by February 16, 1988.

Accommodation, meals and seminar space will be provided at Spencer Hall which is a modern joint facility of the University and the Bank of Nova Scotia.

For any who wish to arrive the evening before (Tuesday, March 15) there will be an extra fee of $65 covering accommodation and breakfast. All regular registrants will be expected in time for lunch at 12:30 on Wednesday.

The **"Taking Charge"** program was originally developed by the University with the aid of an advisory committee appointed by the Association of Municipalities of Ontario, which joins the University as co-sponsor.

Inquiries should be directed to:

Andrew Sancton
or Ann Nagy
Department of Political Science
The University of Western Ontario
London, Ontario N6A 5C2
Telephone: (519) 661-3657

Following rave reviews in 1986 and 1987 ...

"TAKING CHARGE"

returns



A Special Course for Local Elected Officials

March 16 - 19, 1988

at
Spencer Hall
The University of Western Ontario
London, Ontario

4.

THE CORPORATION OF THE CITY OF HAMILTON

FROM *Mr. E. A. Simpson, City Clerk* DATE *December 22nd, 1987*
Name & Title

FOR ACTION [X] FOR INFORMATION [ ] File No. _____

TO: CITY COUNCIL [ ] (OR) *Legislation Committee* [ ]
Committee

SUBJECT - *Ad - KIN Magazine*

RECOMMENDATION

That the City purchase an ad in the KIN magazine, a magazine featuring messages of support for the Kinsmen, at an estimated cost of $400.00 (to be charged to City Clerk's Advertising Account No. 0322-0112).

E. A. Simpson
City Clerk

BACKGROUND

The City has purchased a similar ad, several years in a row. A copy of this ad is herewith attached.

EAS/lp

Kinsmen

The Association of Kinsmen Clubs

RECEIVED

DEC 4 1987

CITY CLERKS

December 1, 1987

The City of Hamilton
E. A. Simpson, City Clerk
City Hall, 71 Main St., West
Hamilton, Ontario L8N 3T4

Dear Councillors:

Last year the Kinsmen Clubs of Burlington, Flamborough and District, Hamilton and Stoney Creek joined with more than 600 other clubs to contribute over $27.5 million to Canadian communities such as yours. Your local Kinsmen and their wives raised $45,284 of the $27,508,051 national total to say nothing of spending countless hours planning and carrying out fund-raising and service projects. As Canada's young men's service club, Kinsmen has been living up to its motto of "Serving the Community's Greatest Need" ever since our all-Canadian association was founded in Hamilton, Ontario, in 1920.

Once a year, Kinsmen ask their communities, their provinces and their country to help them. Each February on the anniversary of Kinsmen's founding, the Association produces a special issue of its national publication - KIN Magazine - featuring "measages-of-support" acknowledging the valuable work performed by Kinsmen and Kinettes during the past year. We sincerely appreciate the support you provided in the past by placing a message and we hope you will participate again this year.

What will placing a "message-of-support" mean to your local Kinsmen? First, it says "thank-you" to the members for caring enough about your community to donate their time and talents. Recognition such as this encourages your Kinsmen to work even harder. Second, the Association's national headquarters, which provides administrative and support services to the more than 1,100 Kinsmen and Kinette clubs, is funded entirely by our members' annual national dues and the profits from our internal sales division. (None of the $27.5 million from local fund-raising projects goes to offset the cost of running our national association.) So you can see why the financial assistance your "message-of-support" provides is so vital. It helps to keep national membership dues down, making it easier for local Kinsmen to remain members and continue serving your community.

.../2

Enclosed is an order form listing the sizes of messages available along with the cost. You can provide a "camera-ready" message or send us a copy of your letterhead showing a logo and indicate the wording you want in the message. We'll typeset and lay out the message for you. Or, if you wish, we can simply update the last message you placed and repeat it. In order to ensure your "message-of-support" appears, please return your material along with a completed order form before Monday, January 18, 1988. Incidentally, you may want to include the cost of the message in your 1988 budget since you won't be billed for the "message of support" until February.

Kinsmen are proud to serve communities such as yours. I encourage you to take this opportunity on the Association's 68th anniversary to acknowledge the efforts of your local members with a "message-of-support." I look forward to hearing from you.

Sincerely,

Ron Hefler

Ron Hefler
Kinsmen National President
1987-1988

OPINION...*from page 73*

given extra emphasis in the point structure.

Quite often the effect of a good president or deputy governor is not truly felt until the following year. My predecessor as deputy governor of Zone Rideau St. Lawrence, Bob Viola, did a remarkable job. One small indication is that our zone represented District 6 in eight of the 14 national award submissions. Kin Bob was recognized as District 6's outstanding DG yet because our zone showed a net loss of nine members he did not qualify for the national Outstanding Deputy Governor/Master Zone award. Kin Bob has now made it easier for me to qualify.

Our zone is in an established area and since it was formed our membership has been 260 (plus or minus 20 members). Some years we show growth and others we show a loss. But it rarely varies much from 260. Most zones in established areas follow this pattern. Any increase or decrease is of a short term nature and is more dependent upon the actions that occurred in the previous year.

It is our opinion that the National Council has taken the wrong approach to the issue of membership and is creating a situation whereby they cannot see the forest for the trees. The primary purpose of Kinsmen is to serve the community's greatest need and it is this that should be the mandatory requirement of any outstanding award. If you do not meet the object and aims of this organization how can you be considered to be outstanding. Membership is important but it is only a tool we use in meeting our object and our aims.

The membership issue is very complex and tied more to the age issue than it is to the qualifications of club presidents and deputy governors. We cannot hide from the fact that our membership decline is related to the coming of age of young men born during the "baby boom." Any statistician could have predicted that with an age restriction of 40 our membership would peak in the late 1970s when the majority of baby boomers reached the mean age of Kinsmen — 32. It also follows that we would see a decline in membership as the majority of the baby boomers entered their mid to late 30s and finally our cutoff age of 40. Statistics indicate our current membership will show small gains or losses each year until the entire baby boom generation has reached age 40. After that we will probably show another small steady decline for a few years and then level off.

With these present givens our membership situation is unlikely to change and to penalize presidents and deputy governors for events beyond their control is not only wrong but detrimental to the primary purpose of the awards they are striving so hard to earn.

Let's make the requirements for the Outstanding President/Master Club award and Outstanding Deputy Governor/Master Zone award reflect the effort it takes to be worthy of these awards. Someone who concentrates solely on membership growth may ignore the effort it takes to meet our Association's object and aims. While a club or zone may show short-term growth it could prove to be damaging in the long run. For too many years the emphasis has been placed solely on membership. Growth is a natural extension of promoting ourselves through our object and aims.

In the opinion of our zone, this mandatory requirement means that last year many outstanding presidents and deputy governors did not receive an award. If this is true, then these awards are no longer fulfilling their purpose. It is our recommendation that this mandatory requirement be dropped or the awards renamed.

In closing, I would like to say that at the 1986 National Convention the members, through their applause, indicated that they considered President Howard to be an outstanding national president. Yet our Association showed a decrease in membership during his year. If we use membership as the criteria for determining who is "outstanding" then President Howard would not qualify either. In fact, by this standard we have not had an outstanding national president in at least eight years.

I appreciate the opportunity to raise this matter and I hope our recommendations are accepted in the spirit in which they are given. Zone Rideau St. Lawrence means no disrespect to our Association's current national policies. In the true spirit of Kin we offer our opinion as constructive advice.

Dave Tidbury
Deputy Governor
District 6
Zone Rideau St. Lawrence

TOURS...*from page 69*

The tour can be taken without having to attend the conference.

Anyone interested in any of the above tours may wish to apply to the WoCo International Travel Fund for financial assistance. As a general rule, up to one-third of the economy return fare is paid to the successful applicant.

The WoCo International Travel Fund was established to promote international travel among World Council member associations. The object is to encourage international fellowship, understanding and good will and to further personal contacts between individual members of the associations in World Council.

THE
CITY OF HAMILTON
Heartiest congratulations on your 67th anniversary and keep up the good work!

The Council & Citizens of
BRIGHTON, ONTARIO
would like to say
Thank You
to the Brighton Kinsmen Club

Thank-You Kinsmen!

For caring about our community.

The
VILLAGE OF NAKUSP, B.C.

THE VILLAGE OF PAISLEY
Heritage Village
THANK YOU
Paisley & District Kinsmen & Kinettes for your Community Service

5.

FOR ACTION

FROM *Mr. E. A. Simpson, City Clerk* **DATE** *December 21st, 1987*

TO *Legislation Committee* **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT - *Use of City Hall Facilities - Mundialization Committee*

RECOMMENDATION

*That the request of the Mundialization Committee to use the City Hall Council Chambers, Second Floor Committee Rooms and Second Floor Foyer on Sunday, 1988 May 8th for the 20th Anniversary Celebration of mundialization in Hamilton be **APPROVED**.*

BACKGROUND

Final details of the Programme for this event are still at the working stage by the Committee. However, plans for this event will include the reading of a Proclamation by the Mayor, special speakers and presentations, and a taste sampling of various foods from Hamilton's twinned Cities.

cc: *Mayor Robert M. Morrow*
Ms. Jannette Walkem, Mundialization Committee

6a.

FOR ACTION

FROM Mr. E. A. Simpson, City Clerk **DATE** 1987 December 14

TO Mrs. S. Reeder, Secretary LEGISLATION COMMITTEE **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT

PROCEDURAL BY-LAW - PROPOSED AMENDMENT

RECOMMENDATION

(a) That the City of Hamilton Procedural By-law No. 82-203 - Access to Information and Meetings Section be amended so as to provide for the following to be included as a matter permitted to be discussed in-camera by the Standing Committees and City Council:

> "Personnel Matters, including matters relating to wages, salaries, benefits and discipline of personnel".

(b) That the City Solicitor be authorized and directed to prepare the necessary amending by-law.

EA Simpson

BACKGROUND

Presently, the section of the By-law dealing with "personnel" matters reads as follows:

> "Matters relating to wages, salaries, benefits and discipline of personnel".

Occasions arise when personnel matters not specifically related to either wages, salaries, benefits or discipline are required to be dealt with in-camera. Examples of this are promotion/appointment of staff, department head interviews, the elimination of a position, establishment of new position, and departmental re-organizations.

Currently the by-law pertaining to Local Boards (ie. HECFI) includes this wording. The recommended change will provide for consistency.

c.c.: Mr. L. Sage, Chief Administrative Officer
Mr. P. M. Eker, Acting City Solicitor

Bill No. 6b.

The Corporation of the City of Hamilton

BY-LAW NO. 88-

To Amend:

Procedural By-law No. 82-203

Respecting:

ACCESS TO INFORMATION

WHEREAS By-law No. 82-203, passed on the 28th day of September 1982, provides for, amongst other things, access to information;

AND WHEREAS it is proposed to provide that personnel matters shall be kept confidential.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 3 of subsection 44(4) of By-law No. 82-203 is amended by inserting at the beginning thereof, "personnel matters, including".

PASSED this day of A.D. 1988.

City Clerk Mayor

CA4 ON HBL A05
C5IL2
1988

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

1988 January 15

N O T I C E O F M E E T I N G

Legislation Committee
Monday, 1988 January 18
10:30 o'clock p.m.
Room 233, City Hall

Susan K. Reeder
Secretary

A G E N D A

DELEGATIONS

A. 10:30 o'clock a.m. - James S. Rehor - Relocation of "The Chip Wagon" - Street Vendors Programme

B. 10:45 o'clock a.m. - Hamilton Wentworth Council on Road Trauma - Support of the "Drive Dry Programme"

C. 11:00 o'clock a.m. - Taxi Task Force - Issuance of Additional Tax Owner Plates

1. Minutes of the meeting held Monday, 1988 January 4

URBAN MUNICIPAL
JAN 19 1988
GOVERNMENT DOCUMENTS

BUDGET

2. (a) Hamilton Mundialization Committee Budget

(b) City Clerk's Account No. 0322-0541 (Sales Tax on Printing and Supplies)

CITY CLERK

3. (a) Rotary Club of Hamilton Mountain Bingo **(Report to Follow)**

OTHER BUSINESS

ADJOURNMENT

SKR:mjw

FOR ACTION

FROM E. A. Simpson
City Clerk

DATE 1988 January 5

TO Mrs. Susan Reeder, Secretary
Legislation Committee

Refer To File No. _____

Attention Of _____

Your File No. _____

SUBJECT

James S. Rehor - Relocation of "The Chip Wagon" - Street Vendors Program

RECOMMENDATION

That the request for relocation of the chip wagon owned by Mr. J. Rehor to the sidewalk adjacent to Robinson's parking lot on MacNab Street under the City's Street Vendors Program not be approved.

E A Simpson

BACKGROUND

Members of the Committee will recall that this matter was taken under advisement at its meeting held September 21, 1987. At that time the suggestion was made that City officials work with Mr. Rehor to find a suitable downtown location. Various suggestions were made to Mr. Rehor about relocation, none of which appear to be satisfactory. Mr. Rehor is resubmitting his request to the Committee that he be permitted to relocate his vehicle to this new location. He will also be asking that the policy of the Committee to limit the size of carts to a maximum of 5 feet x 5 feet be amended. Mr. Rehor is also submitting herewith an artist's drawing of the renovations he is undertaking to his chip wagon to enhance its appearance.

EAS/hm

cc: Mrs. Susan Reeder, Secretary - Legislation Committee

COUNCIL ON ROAD TRAUMA
HAMILTON WENTWORTH

224 James St. S.
Hamilton, Ontario L8P 3A9
Telephone (416) 528-7149

B.

Officers
Chairman
P.R. Knight, Ch.M., F.R.C.S. (C)
Vice-Chairman
R.J. MacBride, B.Sc., M.D., F.C.F.P., D.O.H.S.
Executive Director
G.M. Harper
Secretary
M. Basbaum
Treasurer
J.N. Allan, R.I.A., F.S.M.A.C.

December 10, 1987

DRIVE-DRY

Mayor Robert Morrow
Hamilton City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

Re: Drive Dry Program

In September 1987 I wrote to you regarding the promotion of this program throughout the Hamilton-Wentworth Region. The Council on Road Trauma is the designated Committee For Impaired Driving for the region and by means of this program we hope to further promote the concept of separating drinking and driving.

The objectives of the program are to:

Promote Hamilton-Wentworth Region as a drink driving free region.

Its goals are to:

1. Reduce the number of impaired driving convictions.

2. Reduce the number of crashes which are alcohol related.

I have written to all the Mayors of our municipalities in the region and have presented the Drive Dry Program to the Councils of Dundas, Stoney Creek and Ancaster. Each of these Councils has endorsed the program and has agreed to:

Continued .....

1. Use the Drive Dry peel-off stickers on mailings from the municipal offices.

2. Use the Drive Dry logo on their vehicles.

3. Erect the Drive Dry sign at the entrances to their communities.

4. To erect the Drive Dry sign with an encircling black circle at scenes of fatal alcohol related crashes.

This program we hope to develop over a number of years, promote it as vigorously as possible and it is for this reason that we are requesting the Council of the City of Hamilton to assist and support us in our efforts to fulfill the objectives of the program.

Mr. Joe Zuger, General Manager of the Tiger Cat Football Club is the Honorary Chairman of this Drive Dry Program which is supported by the Tiger Cat organization.

I would be happy to present any further information regarding this program to yourself or to the Council if you so request.

Yours sincerely,

P. R. Knight, Ch.M., F.R.C.S. (C)
Chairman,
Council on Road Trauma

Mr. Joe Zuger
Honorary Chairman
Drive Dry Program

PRK:er

C.

FOR ACTION

FROM S. J. Dembe, Secretary
Taxi Task Force

DATE 1988 January 5

TO Mrs. Susan Reeder, Secretary
Legislation Committee

Refer To File No. _____

Attention Of _____

Your File No. _____

SUBJECT

Issuance of Additional Taxi Owner Plates

RECOMMENDATION

(1) That an additional 20 Taxi Owner Plates be issued to qualified individuals from the City's Taxicab Priority List.

(2) That the necessary by-law amendment be submitted concurrently with the resolution to City Council

BACKGROUND

At the meeting of the Taxi Task Force held December 14, 1987, members of the Committee approved the issuance of an additional 20 taxi owner plates. This recommendation came out of discussions pertaining to the unavailability of taxis during peak hours primarily in the winter months. I am attaching a copy of a report which dealt with this matter.

The majority of the members of the Committee felt that a long term solution to this problem would be the issuance of more taxicab plates along with an appeal to the owner/drivers to extend their hours of operation during this time period.

Members of the taxi industry have been invited to attend the meeting of the Legislation Committee to make their views known.

SJD/hm

TEMPORARY TAXICABS DURING PEAK SEASON

PROBLEM

50% of Hamilton's fleet of 265 taxis are not being used after 5:00 p.m. to 5:30 p.m., Monday through Friday, and on weekends they are not available at all.

For the first time we are receiving complaints from right across the community about the unavailability of taxis or extremely long waiting times, one to two hours. In fact, in some cases taxis never show up.

With the "Ride" program as successful as it is, citizens are encouraged to leave their cars at home and take a taxi or other means of transportation.

We understand that the reason for this situation is that the majority of these vehicles are owner-driven only and have no insurance in place for multiple drivers. The owner-driver parks his vehicle after 5:00 p.m. and is not working weekends as well. To put additional drivers on raises an owner's insurance approximately 200% ($2,500 - $7,500).

TEMPORARY SOLUTION

The City initiate the use of all spare taxis and livery vehicles presently not authorized as taxis to be used only during the evening and early morning hours (they would not be permitted to work during the day).

These vehicles would not necessarily have taxi meters and a "zone fare" system could be formulated quickly and would follow closely present taxi meter rates.

The Insurance Advisory Committee realize that there is going to be a problem in providing these vehicles with the necessary liability insurance. However, they are investigating a method by which insurance can be provided at a reasonable cost.

The insurance companies as a first step will require driving abstracts on all drivers who will be using these vehicles. I have indicated to them that we would initiate this through our local records office.

It is recognized that after December 18, 1987 many taxis will be free to do other trips because school trips have ended for the Christmas holidays. This will still not guarantee adequate taxis during the evening.

Some concern has been expressed by members of the taxi industry who resent the use of livery vehicles for traditional taxi business. During this extremely busy time, however, since they cannot or will not provide the service, it is hereby recommended that as many of these suitable vehicles be put into service with the issuance of "temporary taxi licences". The immediate need is to cover the period ending January 3, 1988. It should be noted that the insurance industry have suggested that a three-month period be implemented, which would end approximately March 15, 1988. This would reduce the cost of providing short-term insurance. The industry have indicated that the demand during the winter months is there so that the temporary program would work satisfactorily for the duration.

Monday, 1988 January 04
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met.

There were present:
Alderman V. Agro, Chairman
Alderman D. Christopherson, Vice-Chairman
Mayor Robert M. Morrow
Alderman T. Murray
Alderman R. Wheeler
Alderman J. Gallagher
Alderman M. Kiss
Alderman P. Cowell
Alderman P. Valeriano

Also present:
Alderman G. Copps
Mr. L. Sage, Chief Administrative Officer
Mr. E. Matthews, City Treasurer
Mr. E. Simpson, City Clerk
Mr. K. Avery, Deputy City Clerk
Mr. D. Carson, Mayor's Executive Assistant
Mr. S. Hollowell, City Clerk's Department
Mr. R. Hammel, Treasury Department
Mr. K. Beattie, Treasury Department
Mr. James Hall, Treasury Department
Mr. S. Dembe, Manager of Licencing
Mrs. Susan K. Reeder, Secretary

Minutes - 1987 November 30

The Committee was in receipt of the minutes of their meeting held Monday, 1987 November 30th. Alderman Kiss requested that beside her name recorded under the "regrets" section that it be indicated that she was away on a family illness. The Committee agreed that this should be noted as per Alderman Kiss' request. The Committee then moved to approve the minutes of their meeting held Monday, 1987 November 30th.

Reception - Soviet Ambassador - 1988 January 8

The Committee was in receipt of a report from Mayor Morrow dated 1987 December 17th respecting a reception for the Soviet Ambassador on Friday, 1988 January 8th.

Moved by Alderman Wheeler, seconded by Alderman Christopherson and carried to approve the following recommendation:

> "That the City of Hamilton host a reception, for up to 125 persons, on Friday, 1988 January 8th at the Hamilton Convention Centre on the occasion of the presentation of medallions to Naval Veterans by the Soviet Ambassador in the Council Chambers.
>
> Note: Cost of the reception to be provided from Account Number 0373-1003 (Special Civic Receptions and Delegation Hosting) up to an amount of $1 500."

Seminar "Taking Charge" 1988 March 16 - 18

The Committee was in receipt of information forwarded to them from the Mayor, from the University of Western Ontario respecting a course for local elected officials entitled "Taking Charge" to be held 1988 March 16th to 18th.

General discussion ensued on this matter and it was agreed that a memo would be sent to all members of City Council asking them to indicate if they are interested in attending this conference.

Advertisement KIN Magazine

The Committee was in receipt of a report from the City Clerk dated 1987 December 22 respecting an advertisement in KIN magazine.

The Committee agreed to approve the following recommendation:

"That the City purchase an ad in the KIN magazine, a magazine featuring messages of support for the Kinsmen, at an estimated cost of $400.

Note: Cost of the advertisement to be provided from Account No. 0322-0112. (City Clerk's Advertising)"

Mundialization Celebration

The Committee was in receipt of a report from the City Clerk dated 1987 December 21 respecting the use of City Hall facilities by the Mundialization Committee.

The Committee then approved the following recommendation:

"That the request of the Mundialization Committee to use the City Hall Council Chambers, Second Floor Committee Rooms and Second Floor Foyer on Sunday, 1988 May 8th for the 20th Anniversary Celebration of mundialization in Hamilton be approved."

Procedural By-law - Proposed Amendment

The Committee was in receipt of a report from the City Clerk to the Legislation Committee dated 1987 December 14th respecting Procedural By-law - proposed amendment. Discussion ensued on this matter.

It was then agreed that in order to facilitate one of the delegations in attendance, that the Committee would move into the budget items of the agenda.

Budget - Mundialization Committee

The Committee was in receipt of the budget proposal for 1988 for the Hamilton Mundialization Committee. It was noted that this budget has not been included in the budget presentations and would be an additional budget expenditure.

Ms. Walkem was in attendance at the meeting. She indicated that this is the first year that the Committee has made a request for a budget and that as 1988 is the 20th anniversary of Mundialization and there will be special celebrations of that event, that there was a need seen for a budget.

Considerable discussion ensued on this matter and it was moved by Alderman Cowell, seconded by Alderman Valeriano and carried to TABLE this item until such time as all budgets have been looked at and it can be determined whether this request can be fitted into the overall budget package.

Procedural By-law - Proposed Amendment

The Committee returned to the item on their agenda respecting Procedural By-law - proposed amendment.

Considerable discussion then ensued on this matter and it was moved by Alderman Christopherson, seconded by Alderman Merling and carried to refer this item to the Chief Administrative Officer with the comments made at the meeting to be taken under advisement for the purpose of having the Chief Administrative Officer report back on this matter to the Legislation Committee.

Budget - Mayor's Race Relations Committee

The Committee was in receipt of a request from the Mayor's Race Relations Committee for their proposed 1988 budget. The Committee requested a 1988 budget of $10,760.00.

Mr. Dennis Carson, Mayor's Executive Assistant, distributed the breakdown for this budget as well as the history of the expropriation used by the Committee in 1987.

General discussion then ensued on this matter and it was moved by Alderman Valeriano, seconded by Alderman Gallagher and carried to allow the Mayor's Race Relations Committee an amount of $5,000.00 for 1988. It was indicated that since funding from the Secretary of State in the amount of $5,000.00 still remains with the Committee that the full $10,000.00 originally requested by the Committee is not needed. The Committee suggested that the Mayor's Race Relations Committee write to the Secretary of State as quickly as possible in order to determine whether the $5,000.00 remaining from the original grant can be used to offset the expenses for the 1988 year.

Budget - Hamilton Status of Women Committee

The Committee was in receipt of a request from the Hamilton Status of Women Committee for a 1988 budget of $9,720.00. Ms. Mary Jo McLaren, Chairperson of the Status of Women Committee was in attendance at the meeting. She indicated that the Committee is asking for the recommended 4.5% increase over last year's budget. Ms. McLaren further distributed a proposed budget breakdown for 1988 and outlined the proposed projects.

The Committee then agreed to approve the proposed budget for 1988 for the Hamilton Status of Women Committee in the amount of $9,720.00.

Comments - C.A.O. and City Treasurer

At this point, the Chief Administrative Officer and the City Treasurer made comments to the Committee on the budget proposal and the global goal for this year on budgets.

Cost Transfer re: Aldermanic Support Services

The City Treasurer indicated that he had incorporated the cost transfer of support services from the Region for those services being provided to City Aldermen for work done on a Regional business.

General discussion then ensued on this matter and it was moved by Alderman Kiss, seconded by Alderman Christopherson and carried that the City Treasurer take out the revenues generated from the Region for cost transfers of support staff as it is felt that this is premature since this matter has not been dealt with by the Region.

Alderman Christopherson urged his colleagues who sit on the Regional Legislation and Reception Committee to encourage this item to be brought to the Regional Legislation and Reception Committee as quickly as possible in order to determine whether in fact the City will be receiving this revenue.

City Clerk's Budget

The City Clerk addressed the Committee and outlined those packages which have not been included in the 1988 budget proposal as follows:

		AMOUNT
(a)	Council Minutes - binding	$ 4,200.00
(b)	Envelope Stuffers	$13,000.00
(c)	Washroom Improvements - Market	$ 6,400.00
(d)	Enforcement of No Smoking By-law	$13,890.00

Enforcement of No Smoking By-law

The Committee discussed the enforcement of the No Smoking By-law package. It was indicated to the Committee that members of the Hamilton-Wentworth Non Smokers Rights Association were in attendance. General discussion then ensued on whether to hear the delegations and it was moved by Alderman Valeriano, seconded by Alderman Kiss and carried to hear the delegation from the Hamilton-Wentworth Non Smokers Rights Association.

Mr. Brian Reed, President of the Non Smokers Rights Association briefly addressed the Committee on their hope that this package would be included in the 1988 budget.

Mr. Hugh Stanton, member of the Non Smokers Rights Association spoke to the Committee in length about his views that this programme should be included in the 1988 budget. Mr. Stanton presented the Committee with various statistics on deaths caused by fires. During Mr. Stanton's presentation, letters from the Lung Association were distributed which were addressed to individual members of the Committee to encourage support of inclusion of this programme in the 1988 budget.

General discussion ensued on this matter and it was moved by Alderman Kiss, seconded by Alderman Valeriano to continue the programme for a 1 year period in the amount of $13,890.00. MOTION LOST.

The Committee then approved the following recommendation:

> "That the Smoking Control Programme, which is scheduled to expire on 1988 February 1st, be extended for a 6 month period, until 1988 August 1st, at a total cost of $7 000.
>
> Note: The cost of financing for this extension has been included in the 1988 Budget Estimates for the City Clerk's Department."

Budget - Mayor's Office

The Committee then reviewed the budget submitted by the Mayor's Office in the total amount of $266,970.00. This is an 8.0% increase over 1987.

General discussion ensued on this matter and it was then agreed that the Committee approve the Mayor's Office budget as submitted.

Budget - Aldermen's Office

The Committee then discussed the budget of the Aldermen's Offices for 1988.

Some discussion ensued on the office supplies and stationery. It was then agreed that Mr. S. Hollowell, Manager of Records, for the City Clerk's Department would ensure that the cupboard of supplies in the Aldermen's Office is locked in order to ensure that the office supplies account is not abused.

The Committee then agreed to deduct an amount of $2,000.00 from Account Number 0321-0321 (Office Supplies and Stationery).

Budget - Civic Awards, Receptions and Delegations Hostings

The Committee discussed the budget proposal for 1988 for civic awards, receptions, delegations hostings. The Committee then agreed to deduct an amount of $2,000.00 from Account Number 0373-1001 (Civic Pins, Medals, Rings).

General discussion ensued on this account and the conditions used on awarding these civic awards. It was agreed that this matter be placed on the next meeting of the Legislation Committee agenda for discussion.

Budget - City Clerk's Department - Printing Sales Tax

The Committee perused the budget submitted by the City Clerk's Department. Concern was expressed at Account 0322-0541 (Sales Tax on Printing and Supplies) and the increased request of $15,000.00 (60% increase).

It was then moved by Alderman Valeriano, seconded by Alderman Christopherson and carried that this item be investigated and staff report back on why the amount is so high.

– Advertising and Publicity

Concern was also expressed at Account 0322-0912 - Advertising and Publicity. It was directed that this matter be placed on the next agenda for discussion.

Use of Facilities – Ukrainian Canadian Committee

The Committee was in receipt of a request from the Ukrainian Canadian Committee, Hamilton Branch dated 1987 December 28 respecting use of City Hall facilities for Ukrainian Canadian Committee's Independence Day.

The Committee approved the following recommendation:

> "That the request of the Ukrainian Canadian Committee, Hamilton Branch, to use the Council Chambers on Saturday, 1988 January 23rd from approximately 10:00 o'clock a.m. to 11:30 o'clock a.m. for the purpose of proclaiming Independence Day be approved."

Adjournment

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

Susan K. Reeder, Secretary
1988 January 04

Typed by M. J. Walton

2a.

HAMILTON MUNDIALIZATION COMMITTEE

Proposed Operating Budget for 1988

EXPENSES

I	EVENTS			
	1. January	Interfaith Meeting	$ 125	
	2. May	Annual Meeting	50	
	3. Fall	Pot Luck Dinner	100	
			Subtotal	$ 275*
II	MEMBERSHIP FEES			
	1. Ontario Mundialization Council @ $ 5/member		250	
	2. Disarmament Coalition		20	
			Subtotal	$ 270
III	CONFERENCE REGISTRATIONS			
	1. Ontario Mundialization annual meeting**			$ 000
	PINS			
	Purchased out of balance on hand			
IV	OFFICE EXPENSE			
	1. Miscellaneous Supplies		175	
	2. Information Kits for Ceremonies		100	
	3. Postage(Newsletter, Minutes Notices)		300	
			Subtotal	$ 575
V	VISITING DELEGATIONS			
	1. Delegations from twin cities			
	Basic expense(if delegations are as numerous as 1987 we may have to apply for an increase) Entertainment + Gifts			$ 450
	2. Representation by Committee members on official visits to twin cities			5000
			Subtotal	$5450

VI * SPECIAL PROJECT-20TH ANNIVERSARY CELEBRATION $ 2500

TOTAL EXPENSES - $ 9070

**No conference in 1988.

INCOME

Membership Fees -

Current Membership 33 @ $5 each = $ 165

Anticipated Bank Balance @ Dec. 31, 1987 85

Plus Services In Kind from City Hall
Typing as required + Photocopying of
Minutes.

Total Income Other* $ 250

*Does not include operating budget from city.

$3,920.00

Submitted by Jeannette K. Walkem
Vice-President
Hamilton Mundialization Committee

December 22,1987

THE CORPORATION OF THE CITY OF HAMILTON

2b.

FROM MR. E. C. MATTHEWS, TREASURER DATE 1988 JANUARY 12
Name & Title

FOR ACTION ☐ FOR INFORMATION ☒ File No. _____

TO: CITY COUNCIL ☐ (OR) LEGISLATION ☒
Committee

SUBJECT

ACCOUNT NO. 0322-0541 - SALES TAX ON PRINTING AND SUPPLIES

RECOMMENDATION

E. C. Matthews, Treasurer

BACKGROUND

Origin

During the review of 1988 Current Estimates at your meeting Monday, January 4, 1988, concern was expressed as to the 60% increase from $25,000 in 1987 to $40,000 in 1988 for account 0322-0541, Sales Tax on Printing and Supplies. Staff were requested to investigate this estimate and report to the next meeting Monday, January 18, 1988.

Liability for Tax

Under the Excise Tax Act (Memorandum ET 206 Printed Matter Produced for Own Use), copy enclosed, Section 2 states: "Any person who produces taxable printed matter for his own use to a value in excess of $3,000 per annum is required to operate under a sales tax licence and to account for sales tax on his total production of the printed matter so produced, unless the printed matter is used under tax exempt conditions".

Exemption

The value of unconditionally exempt printed matter listed in Part III of Schedule III of the Act and produced for own use is not to be included when calculating the annual dollar volume of printing for own use. The exempt printed matter is mainly educational, technical, cultural, religious and literary in nature.

Calculation of Tax

Furthermore, under Item 10 of Memorandum ET 206: "Persons who produce taxable printed matter for their own use and do not produce similar printed matter for sale to others, must calculate the sales tax as follows:

a) the laid down cost of materials used, consisting of paper, ink, binding materials, etc., plus
b) two hundred and twenty per cent (220%) of the cost of materials used.

BACKGROUND - Continued

1988 Estimate

In budget item 0322-0521, Office Supplies and Stationery, it is estimated that $60,050 of materials and supplies will be purchased for the printing operation. Some of these materials will be tax exempt when the finished printed product is produced. However, until then it is assumed the printed matter is taxable. Therefore, application of Memorandum ET 206 produces a 1988 Estimate of $38,124 or say $38,120 as follows:

0322-0521 Office Supplies and Stationery	$ 60,050
Cost of Materials @ $220%	132,110
Total Federal Taxable	$192,160
Federal Tax 12%	$ 23,059
Total Provincial Taxable	$215,219
Provincial Tax 7%	$ 15,065
Total Federal and Provincial Tax	$ 38,124

Att'd

c.c. Mr. E. A. Simpson, City Clerk
Attention: Mr. S. G. Hollowell

Mr. T. Bradley, Manager of Purchasing
Attention: Mr.J. Krochak

DEPARTMENT OF NATIONAL REVENUE
EXCISE

Ottawa, December 1, 1975

PRINTED MATTER PRODUCED FOR OWN USE

MEMORANDUM ET 206

This memorandum deals with the liability for sales tax on printed matter produced by persons for their own use.

Generally speaking, if your annual purchases of paper, ink, printing plates, etc., for the production of your own printed matter exceeds $900, you should investigate your liability for tax on such printed matter.

ACT REFERENCES

Sections 26(1)*(a)*, 28(1)*(d)*, 29 and Parts III and XIII of Schedule III of the *Excise Tax Act*.

DEFINITIONS

For the purposes of this memorandum,

Printing is the production of printed matter by any method including:

(a) offset lithography, dry offset or lithographic process, letterpress, duplicators or imprinters using the relief process;

(b) hectograph (gelatin or spirit);

(c) stencil;

(d) blueprint or whiteprint process;

(e) photocopying or photostating, including the electrostatic process;

(f) silk screening;

(g) imprinting.

Imprinting means the imprinting of names, addresses, numbers, or any combination thereof, on tax paid envelopes, forms, postcards, etc. It does not include the printing of entire letters, information or other data on tax paid printed matter.

MINISTÈRE DU REVENU NATIONAL
ACCISE

Ottawa, le 1er décembre 1975

IMPRIMÉS FAITS POUR LE PROPRE USAGE DU PRODUCTEUR

MÉMORANDUM ET 206

Le présent mémorandum traite de l'obligation d'acquitter la taxe de vente à l'égard des imprimés imposables que des personnes produisent pour leur propre usage.

En règle générale, si vos achats annuels de papier, encre, clichés pour l'impression, etc., pour la production de vos propres imprimés dépassent $900, vous devriez vous renseigner au sujet de votre obligation d'acquitter la taxe à l'égard de ces imprimés.

RENVOIS À LA LOI

Articles 26(1)*a)*, 28(1)*d)*, 29 et Parties III et XIII de l'Annexe III de la *Loi sur la taxe d'accise*.

DÉFINITIONS

Aux fins du présent mémorandum,

L'imprimerie est la production d'imprimés par toute méthode, quelle qu'elle soit, y compris:

a) l'impression par la lithographie offset, les plaques offset sèches ou un procédé lithographique, par presses à lettres, duplicateurs ou imprimeurs employant le procédé en relief;

b) l'hectographie (gélatine ou alcool);

c) le stencil;

d) le procédé au ferroprussiate;

e) la photocopie ou le photostat, y compris le procédé électrostatique;

f) le procédé à l'écran de soie;

g) l'impression.

L'impression s'entend de l'impression de noms, d'adresses, de numéros, ou de toute combinaison de ceux-ci, sur des enveloppes, des formules, des cartes postales, etc., à l'égard desquelles la taxe a été acquittée. Elle ne comprend pas l'impression de lettres entières, de renseignements ou d'autres données sur des imprimés à l'égard desquels la taxe a été acquittée.

. . . 2

Imaged articles means typesetting and composition, metal plates, cylinders, matrices, film, artwork, designs, photographs, rubber material, plastic material and paper material, when impressed with or displaying or carrying an image for reproduction by printing.

L'expression articles portant une image s'entend de la composition typographique, des planches métalliques, cylindres, matrices, films, oeuvres d'art, dessins, photographies, du matériel en caoutchouc, du matériel en plastique et du matériel en papier lorsqu'ils portent l'empreinte d'une image destinée à la reproduction par impression.

LIABILITY FOR TAX

1. Persons, including licensed manufacturers, who produce taxable printed matter for their own use to a value not exceeding $3,000 per annum are classified as small manufacturers[1] of such printed matter and not required to account for tax on this printed matter.

2. Any person who produces taxable printed matter for his own use to a value in excess of $3,000 per annum is required to operate under a sales tax licence[2] and to account for sales tax on his total production of the printed matter so produced, unless the printed matter is used under tax exempt conditions.

3. Where a person licensed for the production of printed matter for own use can show at the end of any calendar year that the value of the taxable printed matter produced for own use during that year has not exceeded $3,000, he may be classified as a small manufacturer of printed matter for own use, effective the first of the next calendar year.

4. Printed matter such as records, reports, invoices, correspondence and similar items for factory or office use, when not more than 20 copies of each item are produced, is subject to tax only on the taxable articles and materials used.

5. The provisions of paragraph 4 do not apply to the production of blueprints, whiteprints or silk screen work, nor do they apply to promotional or instructional material produced for distribution to others, or printed matter produced for sale to others.

[1] Memorandum ET 104, Small Manufacturers
[2] Memorandum ET 101, Licences

OBLIGATION D'ACQUITTER LA TAXE

1. Les personnes, y compris les fabricants munis de licence, qui produisent pour leur propre usage des imprimés imposables d'une valeur qui ne dépasse pas $3,000 par année sont considérées comme les petits fabricants[1] de ces imprimés et ne sont pas tenues de rendre compte de la taxe sur lesdits imprimés.

2. Toute personne qui produit pour son propre usage des imprimés imposables d'une valeur de plus de $3,000 par année est tenue de se procurer une licence de taxe de vente[2] et de rendre compte de la taxe de vente sur sa production totale d'imprimés ainsi produits, à moins que ces imprimés ne soient utilisés dans des conditions les exemptant de la taxe.

3. Lorsqu'une personne munie d'une licence pour la production d'imprimés pour son propre usage peut démontrer à la fin d'une année civile que la valeur des imprimés imposables produits pour son propre usage au cours de cette année-là, n'a pas dépassé $3,000, elle peut être considérée comme un petit fabricant d'imprimés pour son propre usage à partir du premier jour de l'année civile suivante.

4. Les imprimés tels que les registres, les rapports, les factures, la correspondance et autres documents semblables à l'usage d'une usine ou d'un bureau sont frappés de la taxe seulement à l'égard des matières et des articles imposables utilisés, lorsque la production de chaque imprimé ne dépasse pas 20 exemplaires.

5. Les dispositions du paragraphe 4 ne s'appliquent pas à la production d'imprimés par les procédés au ferroprussiate ou à l'écran de soie et elles ne s'appliquent pas non plus aux impressions de matériel publicitaire ou de matériel d'instruction produit pour être distribué à autrui ou aux imprimés produits pour être vendus à autrui.

[1] Mémorandum ET 104, Petits fabricants
[2] Mémorandum ET 101, Licences

DETERMINATION OF ANNUAL DOLLAR VOLUME OF PRINTING PRODUCED FOR OWN USE

6. The annual dollar volume of taxable printing for own use is to be determined on a calendar year basis.

7. The value of unconditionally exempt printed matter, listed in Part III of Schedule III of the *Excise Tax Act* and produced for own use, is not to be included when calculating the annual dollar volume of printing for own use.

8. Persons who produce printed matter for their own use and do not produce similar printed matter for sale to others must use the formulae prescribed in paragraphs 10, 11 and 12 of this memorandum to determine their annual dollar volume of printing for own use.

9. Persons who produce printed matter for their own use and, in addition, produce similar printed matter for sale to independent customers, must use the sale price of similar printed matter to determine their annual dollar volume of printing for own use. Where similar printed matter is not sold, the formulae specified in paragraphs 10, 11 and 12 must be used.

CALCULATION OF TAX

10. Persons who produce taxable printed matter for their own use and do not produce similar printed matter for sale to others, must calculate the sales tax at the current rate on a value determined as follows:

(a) the laid down cost of materials used, consisting of paper, ink, binding materials and imaged articles such as printing plates, including electros, engravings, half-tones, negatives, and stereotypes, plus

(b) two hundred and twenty per cent (220%) of the cost of materials used.

DÉTERMINATION DU VOLUME ANNUEL, EN DOLLARS, D'IMPRIMÉS PRODUITS POUR LE PROPRE USAGE DU PRODUCTEUR

6. Le volume annuel, en dollars, d'imprimés imposables produits pour le propre usage du producteur doit être établi sur la base de l'année civile.

7. La valeur des imprimés inconditionnellement exempts qui sont énumérés dans la Partie III de l'Annexe III de la *Loi sur la taxe d'accise* et qui sont produits pour le propre usage du producteur ne doit pas être comprise dans le calcul du volume annuel, en dollars, d'imprimés produits pour le propre usage du producteur.

8. Les personnes qui produisent des imprimés pour leur propre usage et qui ne produisent pas d'imprimés semblables pour la vente à autrui doivent utiliser les formules prescrites aux paragraphes 10, 11 et 12 du présent mémorandum afin d'établir leur volume annuel, en dollars, d'imprimés produits pour leur propre usage.

9. Les personnes qui produisent des imprimés pour leur propre usage et qui, de plus, produisent des imprimés semblables pour la vente à des clients indépendants doivent utiliser le prix de vente d'imprimés semblables pour établir leur volume annuel, en dollars, d'imprimés produits pour leur propre usage. Lorsque des imprimés semblables ne sont pas vendus, les formules prescrites aux paragraphes 10, 11 et 12 doivent être utilisées.

CALCUL DE LA TAXE

10. Les personnes qui produisent des imprimés imposables pour leur propre usage et qui ne produisent pas d'imprimés semblables pour la vente à autrui doivent calculer la taxe de vente au taux courant sur une valeur établie comme il suit:

a) le prix livré des matières utilisées et consistant en papier, encre, matières de reliure et articles portant une image tels que des clichés, y compris des électrotypes, des gravures, des similigravures, des épreuves négatives et des stéréotypes et

b) deux cent vingt pour cent (220%) de la valeur des matières utilisées.

. . . 4

11. For the purposes of the calculation in paragraph 10,

(a) the cost of imaged articles is to be included only once and not on each re-run. Art work produced for their own use in the manufacture or production of imaged articles must be included in the cost of such imaged articles and valued for tax on the aggregate of

(i) the cost of all materials used, and

(ii) the cost of productive labour valued at the rate of three dollars and fifty cents ($3.50) per man hour;

(b) the cost of materials must include normal wastage such as occurs by the cutting or trimming of paper;

(c) laid down cost of materials used includes their domestic cost or duty paid value, transportation-in, in transit insurance, and all other costs incurred in bringing the goods to the manufacturing premises. Provincial sales tax when shown as a separate item on suppliers' invoices for materials and imaged articles may be excluded from the calculation.

(d) the cost of processing materials[1] which are consumed or expended directly in the process of manufacture or production of the printed matter is included in the 220% calculation of paragraph 10*(b)*. These costs should not be included as materials when calculating a value for tax by the formula.

12. The imprinting of names, addresses, numbers, or any combination thereof, on tax paid envelopes, forms, postcards, etc., is taxable on a value of $5 per thousand imprints.

13. Additional printing on printed matter previously taxed under the provisions of paragraphs 10 and 11 is taxable only on the cost of any new materials and imaged articles used, plus 220% of such costs.

14. Licensed printers who produce taxable printed matter for their own use and, in addition, produce similar printed matter for sale to independent customers, must use the sale price of similar printed matter to determine the taxable value of printing produced for their own use. Where similar printed matter is not sold, the formulae specified in paragraphs 10, 11 and 12 of this memorandum must be used.

[1] Memorandum ET 304, Processing Materials

11. Aux fins du calcul selon le paragraphe 10,

a) le coût des articles portant une image n'est inscrit qu'une seule fois et non pas à chaque nouveau tirage. Le travail d'artiste fait pour le propre usage du producteur dans la fabrication ou la production d'articles portant une image doit être compris dans le coût de ces articles portant une image et sa valeur imposable doit être déterminée suivant l'ensemble

(i) du coût de toutes les matières utilisées, et

(ii) du coût de la main-d'oeuvre directe fixée à trois dollars cinquante cents ($3.50) par heure-homme;

b) le coût des matières doit comprendre les déchets normaux que constituent les rognures;

c) le prix livré des matières utilisées comprend le coût national ou la valeur à l'acquitté, les frais de transport et d'assurance sur les marchandises reçues, et tous les autres frais encourus lors du transport des marchandises jusqu'aux locaux de fabrication. Lorsque la taxe de vente provinciale figure comme article distinct sur les factures du fournisseur pour les matières et les articles portant une image, elle peut ne pas être comprise dans le calcul.

d) le coût des matières de conditionnement[1] qui sont consommées ou utilisées directement dans la fabrication ou la production d'imprimés est compris dans le calcul de 220% du paragraphe 10*b)*. Ce coût ne doit pas être indiqué sous la rubrique matières lors du calcul de la valeur imposable selon la formule.

12. L'impression de noms, d'adresses, de numéros ou de toute combinaison de ceux-ci, sur les enveloppes, les formules, les cartes postales, etc., à l'égard desquelles la taxe a été acquittée, est imposable sur une valeur de $5 le mille imprimés.

13. L'impression additionnelle sur des imprimés déjà imposés en vertu des dispositions des paragraphes 10 et 11 est imposable uniquement sur le coût de toutes nouvelles matières et tous nouveaux articles portant une image utilisés, plus 220% de ce coût.

14. Les imprimeurs munis de licence qui produisent des imprimés imposables pour leur propre usage et qui, de plus, produisent des imprimés semblables pour la vente à des clients indépendants doivent utiliser le prix de vente d'imprimés semblables pour établir la valeur imposable des imprimés produits pour leur propre usage. Lorsque des imprimés semblables ne sont pas vendus, les formules prescrites aux paragraphes 10, 11 et 12 du présent mémorandum doivent être utilisées.

[1] Mémorandum ET 304, Matières de conditionnement

MATERIALS AND EQUIPMENT

15. The formulae in paragraphs 10, 11 and 12 may only be used where a person physically prints for his own use. Where a person supplies materials to the physical printer for own use, that person must calculate sales tax on the aggregate of

(a) the laid down cost of the materials at the physical manufacturer's premises,

(b) the total charge made by the physical manufacturer,

(c) where applicable, the cost of direct labour supplied by the end user plus overhead thereon calculated as one hundred and fifty per cent (150%) of the cost of direct labour, except where the determined overhead as supported by adequate cost records can be shown to be actually less, in which case the determined overhead may be used, and

(d) fifteen per cent (15%) of the accumulated total for administration and profit.

16. Licensed manufacturers of printed matter for own use may obtain production equipment[1], processing materials[2] and partly manufactured goods, exempt from tax under appropriate certificate of exemption[3].

Note: If you require further information about the subject of this Memorandum, please contact your District Excise Office.

[1] Memorandum ET 303, Production Equipment
[2] Memorandum ET 304, Processing Materials
[3] Memorandum ET 301, Certificates of Exemption

THIS MEMORANDUM IS ISSUED UNDER THE AUTHORITY OF THE ASSISTANT DEPUTY MINISTER OF NATIONAL REVENUE, EXCISE

MATIÈRES ET MATÉRIEL

15. Les formules figurant aux paragraphes 10, 11 et 12 ne peuvent être employées que lorsqu'une personne fait réellement des travaux d'impression pour son propre usage. Lorsqu'une personne fournit des matières à l'imprimeur réel pour son propre usage, cette personne doit calculer la taxe de vente suivant l'ensemble

a) du prix livré des matières aux locaux du fabricant réel,

b) du montant global exigé par le fabricant réel,

c) s'il y a lieu, du coût de la main-d'oeuvre directe fournie par l'utilisateur ultime, majoré des frais généraux y relatifs calculés à raison de cent cinquante pour cent (150%) du coût de la main-d'oeuvre directe, sauf lorsqu'il est possible de démontrer que les frais généraux établis et étayés de registres des coûts appropriés sont réellement inférieurs; dans ce cas, les frais généraux établis peuvent être utilisés, et

d) de quinze pour cent (15%) du total accumulé, pour l'administration et les bénéfices.

16. Les fabricants munis de licence qui fabriquent des imprimés pour leur propre usage peuvent obtenir en franchise de la taxe le matériel de production[1], les matières de conditionnement[2] et les marchandises partiellement fabriquées, à la faveur du certificat d'exemption[3] approprié.

Note: Si vous désirez de plus amples renseignements au sujet du présent mémorandum, veuillez vous adresser à votre Bureau de district de l'accise.

[1] Mémorandum ET 303, Matériel de production
[2] Mémorandum ET 304, Matières de conditionnement
[3] Mémorandum ET 301, Certificats d'exemption

LA PUBLICATION DU PRÉSENT MÉMORANDUM EST AUTORISÉE PAR LE SOUS-MINISTRE ADJOINT DU REVENU NATIONAL, ACCISE

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

1988 January 28

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1988

URBAN MUNICIPAL
FEB 1 1988
GOVERNMENT DOCUMENTS

NOTICE OF MEETING

Legislation Committee
Monday, 1988 February 1st
10:30 o'clock a.m.
Room 233, City Hall

Susan K. Reeder

Mrs. Susan K. Reeder
Secretary

AGENDA

1. Minutes of the meeting held Monday, 1988 January 18th.

2. Report - Account No. 0322-0541 - Sales Tax on Printing and Supplies.

MAYOR MORROW

3. (a) Correspondence - Ministry of Municipal Affairs re: Municipal Education and Training.

   (b) Conference - Second Annual International Great Lakes/St.Lawrence Mayor's Conference - 1988 May 17-19, Duluth, Minnesota.

   (c) Conference - 1988 National Folk Arts Conference - 1988 March 4,5,6, Winnipeg, Manitoba.

ALDERMAN P. COWELL

4. Posters on Bell and Hydro Poles.

PARKS AND RECREATION COMMITTEE

5. Appreciation Dinner - Hamilton Minor Hockey Council.

CHIEF ADMINISTRATIVE OFFICER

6. Procedural By-Law Amendment.

CIVIC AWARDS

7. (a) Review of the City's policy respecting the granting of Civic Awards.

(b) Civic Awards - Steel City Riders Motorcycle Club.

(c) Civic Award - Mr. Chad Cole.

USE OF CITY HALL FACILITIES

8. (a) World Day of Prayer - Friday, 1988 March 4th.

(b) Polish Independence Day - Wednesday, 1988 May 4th

(c) Annual Meeting - Employee Assistance Programme - Wednesday, 1988 June 1st.

(d) Display of Lift Bridge Model.

RESOLUTIONS

9. (a) Township of Peel - Waste Disposal.

(b) City of Niagara Falls - Tenant Mix in Non-Profit Housing Projects.

(c) Sunday Retail Store Hours.

(i) City of Kitchener.
(ii) City of Waterloo.
(iii) City of Toronto.
(iv) Canadian Retail Hardware Association.
(v) Township of Cumberland

H.S.P.C.A.

1Ø. Amendment to By-Law 85-148 - respecting the length of dog leashes.

LIBRARY

11. Bill C-54 - An Act to Amend the Criminal Code.

FRENCH SUB-COMMITTEE

12. Mandate.

CITY CLERK

13. (a) 1988 Canadian Masters Marathon Championship.

    (b) Municipal Election Day.

ENGINEERING

14. Commemorative Plaque - Thomas B. McQuesten High Level Bridge.

CITY SOLICITOR

15. Completion of legal work re: Taxi Schedule Amendments to Licensing By-Law and Second Level Lodging Home By-Law

16. Other Business.

17. Adjournment.

Monday, 1988 January 18
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met:

There were present: Alderman D. Christopherson, Acting Chairman
Mayor Robert M. Morrow
Alderman R. Wheeler
Alderman T. Murray
Alderman M. Kiss
Alderman P. Valeriano
Alderman J. Gallagher
Alderman P. Cowell

Regrets: Alderman V. Agro, Chairman - Vacation

Also present: Alderman D. Agostino
Alderman G. Copps
Alderman D. Ross
Mr. E. A. Simpson, City Clerk
Mr. P. Hooker, City Solicitor's Office
Mr. S. Dembe, Manager of Licencing
Mr. D. Carson, Mayor's Executive Assistant
Mr. S. Hollowell, City Clerk's Department
Mrs. S. K. Reeder, Secretary

Budget - Mundialization Committee

The Committee agreed to TABLE Item No. 2 (a) of their Agenda respecting the Hamilton Mundialization Committee Budget.

Note: Mayor Morrow opposed.

James S. Rehor "The Chip Wagon"

The Committee received a delegation of Mr. James S. Rehor, owner of "The Chip Wagon" respecting his request for a relocation to the Robinson's parking lot on MacNab Street under the City's Street Vendors Programme.

Considerable discussion ensued on this matter and it was then moved by Alderman Gallagher, seconded by the Mayor to APPROVE the following recommendation:

> That the request for relocation of "The Chip Wagon" owned by Mr. J. Rehor to the sidewalk adjacent to Robinson's parking lot on MacNab Street under the City's Street Vendors Programme BE APPROVED.

NOTE: THE ABOVE MOTION LOST ON A TIE VOTE AND IN ACCORDANCE WITH CITY POLICY WILL BE FORWARDED TO CITY COUNCIL.

Hamilton-Wentworth Council on Road Trauma

The Committee received a delegation from the Hamilton-Wentworth Council on Road Trauma respecting their Drive Dry Program.

Dr. MacBride, Vice-Chairman, Board of Directors; Mr. Alex Piercy, Chairman, Crash Committee (Volunteer), and Ms. Nancy Faucett, Co-ordinator, Council on Road Trauma spoke to the Committee. Correspondence received from them was presented to the Committee previous to the meeting.

The delegation requested consideration of the City supporting them by undertaking the following:

(a) affix bumper stickers with the Drive Dry Logo on City vehicles.

(b) erect Drive Dry Logo Signs at the entrances to the City of Hamilton.

(c) affix black spot marker signs at locations of fatal accident related accidents.

(d) affix Drive Dry Logo seals on City Hall correspondence.

General discussion ensued on this matter and Alderman Gallaher suggested that the black spot market signs be increased to mark locations of all alcohol related accidents not only those which are fatal. It was agreed that this might be an overkill effort but would definitely get the message across.

It was also suggested that this concept could be forwarded to the Regional Municipality for consideration as well.

Some concern was expressed that the signs in front of houses where a fatal accident occurred would be an unwelcome reminder to the adjacent home owners of an accident that they wished to forget. It could also be an unwelcome to the family and relatives of the accident victim.

Following considerable discussion it was then moved by the Mayor, seconded by Alderman Kiss and carried to refer this matter to the Chief Administrative Officer for a report on his perspective of any difficulties that may arise with implementing the above noted recommendations as well as cost impact of undertaking these items. The Committee indicated as well that they are in full support of the concept presented to them from the Hamilton-Wentworth Council on Road Trauma.

At this point the Committee adjourned in order to move to the Council Chambers to receive a large delegation from the Taxi Industry.

Taxi Task Force - issuance of additional taxi owner plates

The Committee then readjourned in the Council Chambers to deliberate on a recommendation forwarded from the Secretary of the Taxi Task Force dated 1988 January 5 respecting the issuance of additional taxi owner plates.

Alderman Valeriano, Chairman of the Licencing Committee spoke to the Legislation Committee on the recommendation before them. He indicated that it is meant as a mechanism to alleviate the shortage of taxis available during weekends and evenings.

Alderman Ross spoke to the Committee on his suggestions for the issuance of two types of licences. He suggested that one type, be an "A" licence which would entitle the driver to work during day hours and a "B" type of licence which would only apply to the evening and weekend hours. He suggested that the additional 20 licences be recommended at this meeting could be of a "B" type of licence. Alderman Ross then thanked the Committee for allowing him an opportunity to speak and indicated that he had to leave for another meeting.

The Acting Chairman then opened the meeting up for comments from the Public and the following members spoke to the Committee:

(a) Mr. Albert DeCassa, owner of Yellow Cab. Mr. DeCassa presented a report to the Committee on statistics he has compiled on calls processed, number of recalls, etc. Mr. DeCassa spoke in favour of issuing 20 additional licences.

(b) Mr. Jim Witiker advised the Committee that he is favour of issuing the additional 20 plates.

(c) Mr. Don Gors, a taxi owner, advised that he is in favour of the additional 20 plates.

(d) Mr. Fred Brato, a driver with Yellow Cab and a part owner of a plate, indicated that he is opposed to a conditional licence as indicated by Alderman Ross and supports the additional 20 plates.

(e) Mr. Bob Ray, part-time driver with Blue Line, indicated that additional licences are needed and is supportive of the recommendation.

(f) Ms. Angie Rosart, a driver with Yellow Cab, supports the additional 20 licenses.

(g) Mr. Bob Sandanos, with Blue Line, indicated that 20 additional licences will help the industry.

(i) Mr. Anthony Russotto, a driver with Blue Line, indicated that he is in favour of the additional licences.

(j) Mr. Robert Von Kleef, owner of Veteran's Taxi, is supportive of the additional licences.

(k) Mr. Terry Kelly, with Blue Line, sees some merit to the issuance of two classes of plates. He indicates that one should be for fleets and one should be for single cab owners. He indicated that the fleets should have the licence to operate for 24 hours and the single plates should be for operation for 12 hours.

Mr. S. Dembe, Manager of Licencing spoke to the Committee on the issuance of plates and answered the concerns of the Committee.

The Committee then discussed this matter in great detail. Some discussion ensued on the issuance of Taxi plates and the criteria being used for the Taxi Priority List.

It was then moved by Alderman Valeriano, seconded by the Mayor and carried to APPROVE the following recommendation:

"That an additional 20 Taxi Owner plates be issued to qualified individuals from the City's Taxi Cab Priority List.

Note: The Taxi Task Force at their meeting held 1987 December 14th, approved the issuance of 20 additional plates. This recommendation came out of discussions pertaining to the unavailability of taxis during peak hours, primarily in the winter months.

Bill E-1 respecting the issuance of the above-noted taxi owner plates is herewith being submitted to City Council for approval."

Minutes - 1988 January 4

The Committee was in receipt of the minutes of their meeting held Monday, 1988 January 4. One amendment was made in the mover of a motion listed on Page 2 of the minutes and Alderman Wheeler indicated that he wished to be acknowledged as the mover of that motion respecting a Procedural By-law Amendment. The Committee then agreed to adopt the minutes as amended of their meeting held Monday, 1988 January 4.

Account 0322-0541 - Sales Tax on Printing and Supplies

The Committee was in receipt of a report from the City Treasurer, dated 1988, January 12, respecting Account No. Ø322-Ø541 respecting sale tax on printing and supplies. Alderman Wheeler advised that he sees the taxing of the Provincial and Federal Government as being unfair. In view of the fact that neither the City Treasurer or the Representative of the City Clerk's Department on Budgets was in attendance at the meeting at this point in the Agenda, the Committee agreed to table this matter until the next meeting of the Committee and advised the Secretary that this item should be placed first on the Agenda for deliberation.

Rotary Club Super Bingo

The Committee was in receipt of a report from the Secretary of the Licencing Committee dated 1988, January 15 respecting Rotary Club Super Bingo. Mr. S. Dembe, Manager of Licencing spoke to the Committee on this matter and the Committee then agreed to receive this report.

Bingo Task Force

Alderman Agostino spoke to the Committee on an item of concern to him. He asked the Committee to approve the establishment of a Task Force to look at the Bingo Industry in Hamilton. He expressed concern that the Charitable Organizations are not receiving the percentage of monies that they should be from these events.

Considerable discussion ensued on this with Alderman Gallagher advising that he would be interested in sitting on this Task Force.

Alderman Valeriano expressed some concerns on this and indicated that a staff report is being prepared on this matter for the Licencing Committee and indicated that this matter should be dealt with by the Licencing Committee and then will come forward before the Legislation Committee.

Considerable discussion ensued on this matter and it was then moved by Alderman Wheeler, seconded by Alderman Gallagher and carried to approve the following recommendation:

> "That the Legislation Committee establish a Bingo Task Force, under the Chairmanship of Alderman D. Agostino, for the purpose of undertaking a thorough review of all policies, financial implications, licencing procedures and practices in relation to the Bingo Industry in Hamilton."

As previously indicated, Alderman Gallagher indicated his interest in sitting on this Task Force and it was suggested that all members of City Council be invited to sit on this Task Force.

Alderman Valeriano and Alderman Kiss indicated their opposition to this resolution.

Adjournment

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN D. CHRISTOPHERSON
ACTING CHAIRMAN
LEGISLATION COMMITTEE

Susan K. Reeder, Secretary
1988 January 18

THE CORPORATION OF THE CITY OF H/

2.

FROM MR. E. C. MATTHEWS, TREASURER (Name & Title) DATE 1988 JANUARY 12

FOR ACTION ☐ FOR INFORMATION ☒ File No. _____

TO: CITY COUNCIL ☐ (OR) LEGISLATION (Committee) ☒

SUBJECT

ACCOUNT NO. 0322-0541 - SALES TAX ON PRINTING AND SUPPLIES

RECOMMENDATION

E. C. Matthews, Treasurer

BACKGROUND

Origin

During the review of 1988 Current Estimates at your meeting Monday, January 4, 1988, concern was expressed as to the 60% increase from $25,000 in 1987 to $40,000 in 1988 for account 0322-0541, Sales Tax on Printing and Supplies. Staff were requested to investigate this estimate and report to the next meeting Monday, January 18, 1988.

Liability for Tax

Under the Excise Tax Act (Memorandum ET 206 Printed Matter Produced for Own Use), copy enclosed, Section 2 states: "Any person who produces taxable printed matter for his own use to a value in excess of $3,000 per annum is required to operate under a sales tax licence and to account for sales tax on his total production of the printed matter so produced, unless the printed matter is used under tax exempt conditions".

Exemption

The value of unconditionally exempt printed matter listed in Part III of Schedule III of the Act and produced for own use is not to be included when calculating the annual dollar volume of printing for own use. The exempt printed matter is mainly educational, technical, cultural, religious and literary in nature.

Calculation of Tax

Furthermore, under Item 10 of Memorandum ET 206: "Persons who produce taxable printed matter for their own use and do not produce similar printed matter for sale to others, must calculate the sales tax as follows:

a) the laid down cost of materials used, consisting of paper, ink, binding materials, etc., plus
b) two hundred and twenty per cent (220%) of the cost of materials used.

BACKGROUND - Continued

1988 Estimate

In budget item 0322-0521, Office Supplies and Stationery, it is estimated that $60,050 of materials and supplies will be purchased for the printing operation. Some of these materials will be tax exempt when the finished printed product is produced. However, until then it is assumed the printed matter is taxable. Therefore, application of Memorandum ET 206 produces a 1988 Estimate of $38,124 or say $38,120 as follows:

0322-0521 Office Supplies and Stationery	$ 60,050
Cost of Materials @ $220%	132,110
Total Federal Taxable	$192,160
Federal Tax 12%	$ 23,059
Total Provincial Taxable	$215,219
Provincial Tax 7%	$ 15,065
Total Federal and Provincial Tax	$ 38,124

Att'd

c.c. Mr. E. A. Simpson, City Clerk
Attention: Mr. S. G. Hollowell

Mr. T. Bradley, Manager of Purchasing
Attention: Mr.J. Krochak

DEPARTMENT OF NATIONAL REVENUE
EXCISE

Ottawa, December 1, 1975

PRINTED MATTER PRODUCED FOR OWN USE

MEMORANDUM ET 206

This memorandum deals with the liability for sales tax on printed matter produced by persons for their own use.

Generally speaking, if your annual purchases of paper, ink, printing plates, etc., for the production of your own printed matter exceeds $900, you should investigate your liability for tax on such printed matter.

ACT REFERENCES

Sections 26(1)*(a)*, 28(1)*(d)*, 29 and Parts III and XIII of Schedule III of the *Excise Tax Act*.

DEFINITIONS

For the purposes of this memorandum,

Printing is the production of printed matter by any method including:

(a) offset lithography, dry offset or lithographic process, letterpress, duplicators or imprinters using the relief process;

(b) hectograph (gelatin or spirit);

(c) stencil;

(d) blueprint or whiteprint process;

(e) photocopying or photostating, including the electrostatic process;

(f) silk screening;

(g) imprinting.

Imprinting means the imprinting of names, addresses, numbers, or any combination thereof, on tax paid envelopes, forms, postcards, etc. It does not include the printing of entire letters, information or other data on tax paid printed matter.

MINISTÈRE DU REVENU NATIONAL
ACCISE

Ottawa, le 1er décembre 1975

IMPRIMÉS FAITS POUR LE PROPRE USAGE DU PRODUCTEUR

MÉMORANDUM ET 206

Le présent mémorandum traite de l'obligation d'acquitter la taxe de vente à l'égard des imprimés imposables que des personnes produisent pour leur propre usage.

En règle générale, si vos achats annuels de papier, encre, clichés pour l'impression, etc., pour la production de vos propres imprimés dépassent $900, vous devriez vous renseigner au sujet de votre obligation d'acquitter la taxe à l'égard de ces imprimés.

RENVOIS À LA LOI

Articles 26(1)*a)*, 28(1)*d)*, 29 et Parties III et XIII de l'Annexe III de la *Loi sur la taxe d'accise*.

DÉFINITIONS

Aux fins du présent mémorandum,

L'imprimerie est la production d'imprimés par toute méthode, quelle qu'elle soit, y compris:

a) l'impression par la lithographie offset, les plaques offset sèches ou un procédé lithographique, par presses à lettres, duplicateurs ou imprimeurs employant le procédé en relief;

b) l'hectographie (gélatine ou alcool);

c) le stencil;

d) le procédé au ferroprussiate;

e) la photocopie ou le photostat, y compris le procédé électrostatique;

f) le procédé à l'écran de soie;

g) l'impression.

L'impression s'entend de l'impression de noms, d'adresses, de numéros, ou de toute combinaison de ceux-ci, sur des enveloppes, des formules, des cartes postales, etc., à l'égard desquelles la taxe a été acquittée. Elle ne comprend pas l'impression de lettres entières, de renseignements ou d'autres données sur des imprimés à l'égard desquels la taxe a été acquittée.

. . . 2

Imaged articles means typesetting and composition, metal plates, cylinders, matrices, film, artwork, designs, photographs, rubber material, plastic material and paper material, when impressed with or displaying or carrying an image for reproduction by printing.

L'expression articles portant une image s'entend de la composition typographique, des planches métalliques, cylindres, matrices, films, oeuvres d'art, dessins, photographies, du matériel en caoutchouc, du matériel en plastique et du matériel en papier lorsqu'ils portent l'empreinte d'une image destinée à la reproduction par impression.

LIABILITY FOR TAX

1. Persons, including licensed manufacturers, who produce taxable printed matter for their own use to a value not exceeding $3,000 per annum are classified as small manufacturers[1] of such printed matter and not required to account for tax on this printed matter.

2. Any person who produces taxable printed matter for his own use to a value in excess of $3,000 per annum is required to operate under a sales tax licence[2] and to account for sales tax on his total production of the printed matter so produced, unless the printed matter is used under tax exempt conditions.

3. Where a person licensed for the production of printed matter for own use can show at the end of any calendar year that the value of the taxable printed matter produced for own use during that year has not exceeded $3,000, he may be classified as a small manufacturer of printed matter for own use, effective the first of the next calendar year.

4. Printed matter such as records, reports, invoices, correspondence and similar items for factory or office use, when not more than 20 copies of each item are produced, is subject to tax only on the taxable articles and materials used.

5. The provisions of paragraph 4 do not apply to the production of blueprints, whiteprints or silk screen work, nor do they apply to promotional or instructional material produced for distribution to others, or printed matter produced for sale to others.

[1] Memorandum ET 104, Small Manufacturers
[2] Memorandum ET 101, Licences

OBLIGATION D'ACQUITTER LA TAXE

1. Les personnes, y compris les fabricants munis de licence, qui produisent pour leur propre usage des imprimés imposables d'une valeur qui ne dépasse pas $3,000 par année sont considérées comme les petits fabricants[1] de ces imprimés et ne sont pas tenues de rendre compte de la taxe sur lesdits imprimés.

2. Toute personne qui produit pour son propre usage des imprimés imposables d'une valeur de plus de $3,000 par année est tenue de se procurer une licence de taxe de vente[2] et de rendre compte de la taxe de vente sur sa production totale d'imprimés ainsi produits, à moins que ces imprimés ne soient utilisés dans des conditions les exemptant de la taxe.

3. Lorsqu'une personne munie d'une licence pour la production d'imprimés pour son propre usage peut démontrer à la fin d'une année civile que la valeur des imprimés imposables produits pour son propre usage au cours de cette année-là, n'a pas dépassé $3,000, elle peut être considérée comme un petit fabricant d'imprimés pour son propre usage à partir du premier jour de l'année civile suivante.

4. Les imprimés tels que les registres, les rapports, les factures, la correspondance et autres documents semblables à l'usage d'une usine ou d'un bureau sont frappés de la taxe seulement à l'égard des matières et des articles imposables utilisés, lorsque la production de chaque imprimé ne dépasse pas 20 exemplaires.

5. Les dispositions du paragraphe 4 ne s'appliquent pas à la production d'imprimés par les procédés au ferroprussiate ou à l'écran de soie et elles ne s'appliquent pas non plus aux impressions de matériel publicitaire ou de matériel d'instruction produit pour être distribué à autrui ou aux imprimés produits pour être vendus à autrui.

[1] Mémorandum ET 104, Petits fabricants
[2] Mémorandum ET 101, Licences

DETERMINATION OF ANNUAL DOLLAR VOLUME OF PRINTING PRODUCED FOR OWN USE

6. The annual dollar volume of taxable printing for own use is to be determined on a calendar year basis.

7. The value of unconditionally exempt printed matter, listed in Part III of Schedule III of the *Excise Tax Act* and produced for own use, is not to be included when calculating the annual dollar volume of printing for own use.

8. Persons who produce printed matter for their own use and do not produce similar printed matter for sale to others must use the formulae prescribed in paragraphs 10, 11 and 12 of this memorandum to determine their annual dollar volume of printing for own use.

9. Persons who produce printed matter for their own use and, in addition, produce similar printed matter for sale to independent customers, must use the sale price of similar printed matter to determine their annual dollar volume of printing for own use. Where similar printed matter is not sold, the formulae specified in paragraphs 10, 11 and 12 must be used.

DÉTERMINATION DU VOLUME ANNUEL, EN DOLLARS, D'IMPRIMÉS PRODUITS POUR LE PROPRE USAGE DU PRODUCTEUR

6. Le volume annuel, en dollars, d'imprimés imposables produits pour le propre usage du producteur doit être établi sur la base de l'année civile.

7. La valeur des imprimés inconditionnellement exempts qui sont énumérés dans la Partie III de l'Annexe III de la *Loi sur la taxe d'accise* et qui sont produits pour le propre usage du producteur ne doit pas être comprise dans le calcul du volume annuel, en dollars, d'imprimés produits pour le propre usage du producteur.

8. Les personnes qui produisent des imprimés pour leur propre usage et qui ne produisent pas d'imprimés semblables pour la vente à autrui doivent utiliser les formules prescrites aux paragraphes 10, 11 et 12 du présent mémorandum afin d'établir leur volume annuel, en dollars, d'imprimés produits pour leur propre usage.

9. Les personnes qui produisent des imprimés pour leur propre usage et qui, de plus, produisent des imprimés semblables pour la vente à des clients indépendants doivent utiliser le prix de vente d'imprimés semblables pour établir leur volume annuel, en dollars, d'imprimés produits pour leur propre usage. Lorsque des imprimés semblables ne sont pas vendus, les formules prescrites aux paragraphes 10, 11 et 12 doivent être utilisées.

CALCULATION OF TAX

10. Persons who produce taxable printed matter for their own use and do not produce similar printed matter for sale to others, must calculate the sales tax at the current rate on a value determined as follows:

(a) the laid down cost of materials used, consisting of paper, ink, binding materials and imaged articles such as printing plates, including electros, engravings, half-tones, negatives, and stereotypes, plus

(b) two hundred and twenty per cent (220%) of the cost of materials used.

CALCUL DE LA TAXE

10. Les personnes qui produisent des imprimés imposables pour leur propre usage et qui ne produisent pas d'imprimés semblables pour la vente à autrui doivent calculer la taxe de vente au taux courant sur une valeur établie comme il suit:

a) le prix livré des matières utilisées et consistant en papier, encre, matières de reliure et articles portant une image tels que des clichés, y compris des électrotypes, des gravures, des similigravures, des épreuves négatives et des stéréotypes et

b) deux cent vingt pour cent (220%) de la valeur des matières utilisées.

. . . 4

11. For the purposes of the calculation in paragraph 10,

(a) the cost of imaged articles is to be included only once and not on each re-run. Art work produced for their own use in the manufacture or production of imaged articles must be included in the cost of such imaged articles and valued for tax on the aggregate of

(i) the cost of all materials used, and

(ii) the cost of productive labour valued at the rate of three dollars and fifty cents ($3.50) per man hour;

(b) the cost of materials must include normal wastage such as occurs by the cutting or trimming of paper;

(c) laid down cost of materials used includes their domestic cost or duty paid value, transportation-in, in transit insurance, and all other costs incurred in bringing the goods to the manufacturing premises. Provincial sales tax when shown as a separate item on suppliers' invoices for materials and imaged articles may be excluded from the calculation.

(d) the cost of processing materials[1] which are consumed or expended directly in the process of manufacture or production of the printed matter is included in the 220% calculation of paragraph 10*(b)*. These costs should not be included as materials when calculating a value for tax by the formula.

12. The imprinting of names, addresses, numbers, or any combination thereof, on tax paid envelopes, forms, postcards, etc., is taxable on a value of $5 per thousand imprints.

13. Additional printing on printed matter previously taxed under the provisions of paragraphs 10 and 11 is taxable only on the cost of any new materials and imaged articles used, plus 220% of such costs.

14. Licensed printers who produce taxable printed matter for their own use and, in addition, produce similar printed matter for sale to independent customers, must use the sale price of similar printed matter to determine the taxable value of printing produced for their own use. Where similar printed matter is not sold, the formulae specified in paragraphs 10, 11 and 12 of this memorandum must be used.

[1] Memorandum ET 304, Processing Materials

11. Aux fins du calcul selon le paragraphe 10,

a) le coût des articles portant une image n'est inscrit qu'une seule fois et non pas à chaque nouveau tirage. Le travail d'artiste fait pour le propre usage du producteur dans la fabrication ou la production d'articles portant une image doit être compris dans le coût de ces articles portant une image et sa valeur imposable doit être déterminée suivant l'ensemble

(i) du coût de toutes les matières utilisées, et

(ii) du coût de la main-d'oeuvre directe fixée à trois dollars cinquante cents ($3.50) par heure-homme;

b) le coût des matières doit comprendre les déchets normaux que constituent les rognures;

c) le prix livré des matières utilisées comprend le coût national ou la valeur à l'acquitté, les frais de transport et d'assurance sur les marchandises reçues, et tous les autres frais encourus lors du transport des marchandises jusqu'aux locaux de fabrication. Lorsque la taxe de vente provinciale figure comme article distinct sur les factures du fournisseur pour les matières et les articles portant une image, elle peut ne pas être comprise dans le calcul.

d) le coût des matières de conditionnement[1] qui sont consommées ou utilisées directement dans la fabrication ou la production d'imprimés est compris dans le calcul de 220% du paragraphe 10*b)*. Ce coût ne doit pas être indiqué sous la rubrique matières lors du calcul de la valeur imposable selon la formule.

12. L'impression de noms, d'adresses, de numéros ou de toute combinaison de ceux-ci, sur les enveloppes, les formules, les cartes postales, etc., à l'égard desquelles la taxe a été acquittée, est imposable sur une valeur de $5 le mille imprimés.

13. L'impression additionnelle sur des imprimés déjà imposés en vertu des dispositions des paragraphes 10 et 11 est imposable uniquement sur le coût de toutes nouvelles matières et tous nouveaux articles portant une image utilisés, plus 220% de ce coût.

14. Les imprimeurs munis de licence qui produisent des imprimés imposables pour leur propre usage et qui, de plus, produisent des imprimés semblables pour la vente à des clients indépendants doivent utiliser le prix de vente d'imprimés semblables pour établir la valeur imposable des imprimés produits pour leur propre usage. Lorsque des imprimés semblables ne sont pas vendus, les formules prescrites aux paragraphes 10, 11 et 12 du présent mémorandum doivent être utilisées.

[1] Mémorandum ET 304, Matières de conditionnement

MATERIALS AND EQUIPMENT

15. The formulae in paragraphs 10, 11 and 12 may only be used where a person physically prints for his own use. Where a person supplies materials to the physical printer for own use, that person must calculate sales tax on the aggregate of

(a) the laid down cost of the materials at the physical manufacturer's premises,

(b) the total charge made by the physical manufacturer,

(c) where applicable, the cost of direct labour supplied by the end user plus overhead thereon calculated as one hundred and fifty per cent (150%) of the cost of direct labour, except where the determined overhead as supported by adequate cost records can be shown to be actually less, in which case the determined overhead may be used, and

(d) fifteen per cent (15%) of the accumulated total for administration and profit.

16. Licensed manufacturers of printed matter for own use may obtain production equipment[1], processing materials[2] and partly manufactured goods, exempt from tax under appropriate certificate of exemption[3].

Note: If you require further information about the subject of this Memorandum, please contact your District Excise Office.

[1] Memorandum ET 303, Production Equipment
[2] Memorandum ET 304, Processing Materials
[3] Memorandum ET 301, Certificates of Exemption

THIS MEMORANDUM IS ISSUED UNDER THE AUTHORITY OF THE ASSISTANT DEPUTY MINISTER OF NATIONAL REVENUE, EXCISE

MATIÈRES ET MATÉRIEL

15. Les formules figurant aux paragraphes 10, 11 et 12 ne peuvent être employées que lorsqu'une personne fait réellement des travaux d'impression pour son propre usage. Lorsqu'une personne fournit des matières à l'imprimeur réel pour son propre usage, cette personne doit calculer la taxe de vente suivant l'ensemble

a) du prix livré des matières aux locaux du fabricant réel,

b) du montant global exigé par le fabricant réel,

c) s'il y a lieu, du coût de la main-d'oeuvre directe fournie par l'utilisateur ultime, majoré des frais généraux y relatifs calculés à raison de cent cinquante pour cent (150%) du coût de la main-d'oeuvre directe, sauf lorsqu'il est possible de démontrer que les frais généraux établis et étayés de registres des coûts appropriés sont réellement inférieurs; dans ce cas, les frais généraux établis peuvent être utilisés, et

d) de quinze pour cent (15%) du total accumulé, pour l'administration et les bénéfices.

16. Les fabricants munis de licence qui fabriquent des imprimés pour leur propre usage peuvent obtenir en franchise de la taxe le matériel de production[1], les matières de conditionnement[2] et les marchandises partiellement fabriquées, à la faveur du certificat d'exemption[3] approprié.

Note: Si vous désirez de plus amples renseignements au sujet du présent mémorandum, veuillez vous adresser à votre Bureau de district de l'accise.

[1] Mémorandum ET 303, Matériel de production
[2] Mémorandum ET 304, Matières de conditionnement
[3] Mémorandum ET 301, Certificats d'exemption

LA PUBLICATION DU PRÉSENT MÉMORANDUM EST AUTORISÉE PAR LE SOUS-MINISTRE ADJOINT DU REVENU NATIONAL, ACCISE

cc.. Mr. E. A. Simpson, City Clerk
Council Members
Mrs. Susan Reedak, Secretary, Legislation Committee

(from Mayor Bob Morrow, Jan. 20th, 1988)

Ministry of Municipal Affairs
Ministère des Affaires municipales
Ontario

Municipal Education and Training Secretariat
11th floor, 777 Bay St.
Toronto, Ontario
M5G 2E5
(416) 585-7255

International Year of Shelter for the Homeless
1987
Année internationale du logement des sans-abri

3(a)

January 11, 1988

To: Head of Council

Re: Municipal Education and Training

The Ministry of Municipal Affairs, through the Municipal Education and Training Secretariat, wishes to play a very active role in providing financial assistance and better focus to opportunities in municipal education and training. The Ministry is particularly interested in sharing in the costs of continuing and enhanced opportunities for members of council and the departments of C.A.O.'s, clerks and treasurers.

It is recognized that a foundation piece to the Ministry program will be to have the considered views of people like yourself, the practitioners in municipal government, in respect of what an education and training program should offer. This will be essential to the most effective use of provincial funds on your behalf. To this end, the Ministry is undertaking an intensive survey of needs as expressed by municipal practitioners.

You or members of council or staff may be selected to assist in the survey. While this will require some effort and thought we are confident that the effort will be well worthwhile. We urge you to help us help you by participating in the interviews to be undertaken by our survey team, Decima Research.

The program is proposed to serve the interests of councillors and staff alike and, further, the interests of those you serve. I think we would all agree that to deal effectively with our complex municipal world requires people who are well-informed in a host of issues and management styles, techniques and knowledge.

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Head of Council

May I assure you that the information gathered from individuals will be in confidence. However, when the aggregate data is presented to us, we will be delighted to share those results with you. A report to follow the survey will be completed at the end of March.

I would ask then that you share this letter with other members of council and your senior staff so that they are aware that they may be selected to assist in this important project.

Again, your help in this project will not only be appreciated but is essential to the ultimate success of our program.

Thank you.

Yours sincerely,

Ron Farrow
Director,
Municipal Education and
Training Secretariat

Ontario
Ministry of Municipal Affairs
Ministère des Affaires municipales

Training Secretariat
11th floor, 777 Bay St.
Toronto, Ontario
M5G 2E5
(416) 585-7255

International Year of Shelter for the Homeless
1987
Année internationale du logement des sans-abri

January 12, 1988

To: Head of Council

Re: Seminars

The Ministry of Municipal Affairs, through the Municipal Education and Training Secretariat and Field Services Branch, will present a series of seminars for municipal councillor's and others interested in municipal government during February and March 1988.

Topics include **The Art of Politics Municipal Style; Leadership Styles; From the Outside Looking In - what it's really like to run a municipality; Getting elected in '88 and a selection of case studies dealing with various types of issues.**

A nominal registration fee of $20.00 is being charged, which will include lunch. A list of Seminar dates and locations is attached for your information.

I invite you to join us in this initiative and to bring this to the attention of your colleagues on council and members of local boards and commissions. For further information please contact the Municipal Affairs Field Office in your area.

Ron Farrow
Director
Municipal Education and Training Secretariat

Enclosures
-List of seminar dates/locations
-Applications (may be copied)

MUNICIPAL SEMINARS 1988 LOCATIONS

Registration Fee: $20.00 (includes lunch)
Registration limited to 50.
Applications must be received by February 4, 1988.

TO BE HELD IN	DATE	MUNICIPAL AFFAIRS FIELD OFFICE	LOCATION
ALLISTON	Mar 5, 1988	ORILLIA	NOTTAWASAGA INN
BELLEVILLE	Mar 26, 1988	KINGSTON	RAMADA INN
BRANTFORD	Feb 27, 1988	CAMBRIDGE	QUALITY INN (FORMERLY JOLLY BARON)
CHATHAM	Feb 27, 1988	LONDON	WHEELS MOTOR HOTEL
CORNWALL	Mar 12, 1988	OTTAWA	BEST WESTERN PARKWAY
DRYDEN	Mar 26, 1988	THUNDER BAY	BEST WESTERN MOTOR HOTEL
GUELPH	Mar 5, 1988	GUELPH	HOLIDAY INN
KINGSTON	Feb 20, 1988	KINGSTON	AMBASSADOR MOTOR HOTEL
LONDON	Feb 20, 1988	LONDON	LAMPLIGHTER
NEW LISKEARD	Feb 13, 1988	NORTH BAY	BREAULT'S MOTEL
NORTH BAY	Mar 5, 1988	NORTH BAY	RAMADA INN
ORILLIA	Feb 27, 1988	ORILLIA	HIGHWAYMAN INN
OTTAWA	Mar 5, 1988	OTTAWA	TALISMAN MOTOR HOTEL
OWEN SOUND	Feb 27, 1988	GUELPH	HOLIDAY INN
PARRY SOUND	Feb 20, 1988	NORTH BAY	KITCHENER HOTEL
PEMBROKE	Feb 20, 1988	OTTAWA	HERITAGE MOTOR HOTEL
PETERBOROUGH	Mar 5, 1988	OSHAWA	HOLIDAY INN
ROCKLAND (FRENCH)	Mar 26, 1988	OTTAWA	MOTOR HOTEL RIVIERA
SAULT STE. MARIE	Feb 13, 1988	SUDBURY	RAMADA INN
STURGEON FALLS (FRENCH)	Feb 27, 1988	SUDBURY/ NORTH BAY	NEW RECREATION CENTRE COMPLEX
SUDBURY	Mar 5, 1988	SUDBURY	NORTHBURY HOTEL
THUNDER BAY	Feb 13, 1988	THUNDER BAY	AIRLINE MOTOR HOTEL
TORONTO	Feb 13, 1988	OSHAWA	WHARTON RENAISSANCE HOTEL
WATERLOO	Mar 26, 1988	CAMBRIDGE	WATERLOO MOTOR INN
WINDSOR	Mar 5, 1988	LONDON	CONTINENTAL BEST WESTERN

For further information on Municipal Seminars, please phone the Municipal Affairs Field Services Office in your area or Municipal Education and Training Secretariat at (416) 585-7254.

MUNICIPAL SEMINAR

A G E N D A

8:30 - 9:30 Registration and get acquainted
General Sessions

9:30 - 9:45 Introduction
Events of Day
Overview of Municipal Education and Training Program

9:45 - 10:45 **The Art of Politics Municipal Style**

Exploring the role of council, the councillor and the role of staff in making and carrying out public policy against the backdrop of competing needs and claims

Speaker:

10:45 - 11:00 COFFEE

11:00 - 12:00 CONCURRENT SESSION

A **Leadership Styles**

The councillor as elected representative or instructed delegate - what do you do when there is no "consensus".

Speaker:

B **From the Outside Looking In - what is it really like to run a municipality**

You may have a single issue that interests or concerns you, but council has many issues, challenges, problems it cannot walk away from. For those who may wish to be more directly involved in the municipality's affairs.

Speaker:

12:00 - 1:30 LUNCH

1:30 - 2:30 **C Getting Elected in '88**

There are new rules to the game coming down the pipe. What are they and how they will affect you and your municipality.

Speaker:

2:30 - 2:45 Coffee

2:45 - 3:45 **D Getting Down to Cases**

A selection of case studies demonstrating the kinds of issues with which councils must deal. This is a participation seminar to allow for an exchange of ideas on problem solving.

Speaker:

3:45 - 4:00 Closing Summary

MUNICIPAL EDUCATION AND TRAINING SECRETARIAT

MUNICIPAL SEMINARS SPRING 1988

Application

Note: This application form is to be sent to the Ministry of Municipal Affairs Field Office indicated on the attached sheet as soon as possible.
Registration for each seminar is limited to 50.

Municipality: _____

The following would like to attend:

Name: _____ Position: _____
Date: _____ Location: _____
Field Office: _____

Name: _____ Position: _____
Date: _____ Location: _____
Field Office: _____

Name: _____ Position: _____
Date: _____ Location: _____
Field Office: _____

Name: _____ Position: _____
Date: _____ Location: _____
Field Office: _____

Registration Fee: $20.00 each (includes lunch). A cheque, made payable to the Treasurer of Ontario, must accompany the application.

Deadline for Registration: **February 4, 1988**

DULUTH, MINNESOTA - U.S.A.
MAY/MAI 17 - 19, 1988

GREAT LAKES ST.LAWRENCE MARITIME FORUM
FORUM MARITIME GRANDS LACS SAINT-LAURENT

DEC 22 1987 3b.

INTERNATIONAL GREAT LAKES ST.LAWRENCE MAYORS' CONFERENCE

under the auspices of the Great Lakes St.Lawrence Maritime Forum

CONFÉRENCE INTERNATIONALE DES MAIRES DU SAINT-LAURENT ET DES GRANDS LACS

sous les auspices du Forum maritime Grands lacs Saint-Laurent

COMITÉ D'ORGANISATION
ORGANIZATION COMMITTEE

Jean Pelletier
Maire de Québec
Québec

Donna Owens
Mayor of Toledo
Ohio

Jack Masters
Mayor of Thunder Bay
Ontario

John A. Fedo
Mayor of Duluth
Minnesota

Art Eggleton
Mayor of Toronto
Ontario

Jean Doré
Maire de Montréal
Québec

Conference Coordinators / Coordonateurs de la conference:

Wendy Wennberg
Gary A. Harms
400 City Hall
Duluth, Minnesota 55802 - U.S.A.
Tel.: (218) 723-3556

INFORMATION

U.S.A.

Michael J. Donahue, Ph.D.
Executive Director
Great Lakes Commission
2200 Bonisteel Blvd
Ann Arbor, Michigan
48108 - U.S.A.
Tel.: (313) 665-9135.

ONTARIO

Joan Doyle
Ministry of Transportation and Communications
2nd Floor, West Tower
1201 Wilson Ave, Downsview
Ontario, Canada, M3M 1J8
Tel.: (416) 235-4043.

QUÉBEC

Léonce Naud
Secrétariat à la mise en valeur du Saint-Laurent
385 Grande-Allée est
Québec, Québec
Canada G1R 2H8
Tél.: (418) 643-7788.

December 15, 1987

Mayor R. Morrow
71 Main Street, West
Hamilton, Ontario CANADA L8N 3T4

Dear Mayor:

It is our sincere pleasure to invite you to participate in the second annual International Great Lakes/St. Lawrence Mayor's Conference to be held in Duluth, Minnesota, May 17-19, 1988.

Based on the success of the first Conference to Quebec City, the Organization Committee is committed to continue providing opportunities for communities on the Great Lakes/St. Lawrence system to further enhance their deepening economic and social ties.

The Conference will again be held under the auspices of the Great Lakes St. Lawrence Maritime Forum. The Forum includes representation from Ontario, Quebec and eight U.S. States. Several federal agencies from the United States and Canada, and major maritime industry associations are members of the Forum as well.

Both President Reagan and Prime Minister Mulroney have been invited to address the Conference. English and French will be the languages of the Conference with simultaneous translation provided throughout.

The Conference is first and foremost a meeting of Mayors, and the agenda is being set to maximize interaction among the Mayors. However, others are warmly welcome and will be invited to participate. Invitations are being sent to all shoreline Mayors and the 1987 Quebec City participants. In addition, we would appreciate it if you would provide the Conference Coordinators (listed on this letterhead) a current list of persons that you would like invited.

Duluth, Minnesota, is a city of character and beauty. Unique companion programs and post-conference activities are being planned to provide every participant the opportunity to discover the architecture, history and culture of Duluth and nearby areas.

We look forward to meeting you in Duluth. Further details about the Conference will be sent to you in mid-January.

Sincerely,

JOHN A. FEDO
Mayor of Duluth
Cochairman - U.S.A.

JACK MASTERS
Mayor of Thunder Bay
Cochairman - Canada

JAF:JM/WW:rr:c

DEC 2 2 98
3(c)

1988 NATIONAL FOLK ARTS CONFERENCE
CONFÉRENCE NATIONALE 1988
SUR LES ARTS POPULAIRES
MARCH 4, 5 AND 6
LES 4, 5 ET 6 MARS
WINNIPEG, CANADA

CHAIRMAN PRESIDENT
MAVOR MOORE

CO-ORDINATOR COORDINATRICE
MICHELLE D'AURAY
NATIONAL DIRECTOR DIRECTRICE GENERALE
CANADIAN CONFERENCE OF THE ARTS
CONFÉRENCE CANADIENNE DES ARTS

SECRETARIAT SECRÉTARIAT
CANADIAN CONFERENCE OF THE ARTS
CONFÉRENCE CANADIENNE DES ARTS
126 RUE YORK STREET •400
OTTAWA ONTARIO K1N 5T5
(613) 238-3561

1988 NATIONAL FOLK ARTS CONFERENCE
MARCH 4, 5 and 6, 1988
WINNIPEG, MANITOBA

The Honourable David Crombie, Secretary of State and Minister Responsible for Multiculturalism announced in July 1987 that a national conference on the folk arts would be held in Winnipeg in early 1988.

The 1988 National Folk Arts Conference will be held March 4, 5 and 6. The Downtown Winnipeg Holiday Inn, 350 St. Mary Avenue has been chosen as the conference site.

The Hon. David Crombie has appointed Mavor Moore as conference chairman. Well-known Canadian playwright, author, drama critic and lecturer, Mr. Moore is a former chairman of the Canada Council.

The Canadian Conference of the Arts, Canada's largest multidisciplinary arts service organization, is organizing the conference on behalf of the Secretary of State. The conference co-ordinator is Michelle d'Auray, National Director of the Canadian Conference of the Arts.

The conference Advisory Committee assisting the conference chairman includes representatives from the folk arts community across the country: Mr. Don Blair (Winnipeg, Manitoba), Mrs. Marlene Brant Castellano (Peterborough, Ontario), Ms. Vera Cudjoe (Toronto, Ontario), Mr. Jimmy di Genova (Montreal, Quebec), Mr. Mauri Jalava (Ottawa, Ontario), Mr. Shiu Loon Kong (Toronto, Ontario), Mr. Yves Moreau (Outremont, Quebec), Mr. Jacques Lemay (Winnipeg, Manitoba), Ms. Caterina Pizanias (Edmonton, Alberta), Mr. Larry Small (St. John's, Newfoundland) Ms. Natasha Sodhi (Halifax, Nova Scotia), Mr. Andrey Tarasiuk (Toronto, Ontario), Ms. Sandra Wilking (Vancouver, British Columbia).

WHY THE CONFERENCE?

The 1988 National Folk Arts Conference will highlight the folk arts-- with the primary focus on performing arts and related arts-- as an expression of Canadian identity. The conference will address the state of the folk arts in Canada today, what future directions need to be taken, what barriers exist to achieving those future directions and goals, and concrete recommendations to the federal government with regard to the scope and role of programs, agencies and departments.

AMONG THE CONFERENCE OBJECTIVES:

- To review past developments in the folk arts in Canada, and to examine the current issues in this community

.../2

Organized by the Canadian Conference of the Arts on behalf of the Secretary of State of Canada and Minister Responsible for Multiculturalism/ Organisée par la Conférence canadienne des arts pour le compte du Secrétaire d'État du Canada et le Ministre responsable du multiculturalisme

The Impact of Technology on the Folk Arts (the influence of technology on art forms; media available and access to media; electronic touring; media's effect on the traditional/contemporary issue; use of videos to promote groups and obtain grants; access to audiences)

HOW WILL THE CONFERENCE BE STRUCTURED?

Friday, March 4	8:00-10:00 p.m.	Registration and reception
Saturday, March 5	8:00-9:00 a.m.	Registration
	9:00 a.m.	Opening plenary
	10:30 a.m.	Workshops begin
	12:30	Luncheon
	2:00-4:30 p.m.	Workshops continue
	7:00 p.m.	Dinner
	8:30 p.m.	Entertainment
Sunday, March 6	9:00 a.m.	Plenary session
	10:30 a.m.	Workshops continue
	12:30 p.m.	Luncheon
	2:00-3:30 p.m.	Plenary and conference wrap-up

WHO WILL ATTEND THE CONFERENCE?

Conference participation will be by invitation due to a limited capacity of 300 delegates, and to ensure a balanced representation from across the country. There will be a registration fee of $75.00, but participants' travel costs to and from the conference will be covered. Accommodation costs, however will be the responsibility of the participant. The conference secretariat has made block bookings in various hotels, which range in price from $43.00 to $65.00 per night.

INTERESTED AND WANT TO BE A PART OF IT?

If so, please fill in and return the attached reply form without delay. Please keep in mind the invitational nature of the conference and the fact that we are limited to 300 participants. Your prompt response will assist us in the creation of our delegates' list.

DEADLINE FOR RECEIPT OF CONFERENCE REPLY FORMS:
JANUARY 15, 1988

PLEASE SEND YOUR COMPLETED REPLY FORM TO:

The 1988 National Folk Arts Conference
c/o Canadian Conference of the Arts
126 York Street, Suite 400
OTTAWA, Ontario
K1N 5T5

For further information call (613) 238-3561.

REPLY FORM
1988 NATIONAL FOLK ARTS CONFERENCE
MARCH 4, 5 and 6, 1988
WINNIPEG, MANITOBA

(Please print)

NAME: Mr.___ Mrs.___ Ms.___

Surname:_____

Given Names:_____

MAILING ADDRESS:_____

_____

_____ POSTAL CODE:_____

TELEPHONE: Home: ( )_____ Bus.: ( )_____

ORGANIZATION:_____

_____

NUMBER OF YEARS WORKING IN FOLK ARTS:_____

TYPE OF INVOLVEMENT/EXPERIENCE
Performer, administrator, volunteer-- please specify:
(attach additional information if necessary-- one page maximum)

_____

_____

AREA OR DISCIPLINE CURRENTLY INVOLVED IN:_____

_____

___ I would like to attend the conference

___ If not selected or unable to participate March 4-6, 1988 I would like to receive conference proceedings.

PLEASE REMEMBER...THIS IS NOT A REGISTRATION APPLICATION, BUT A REPLY FORM TO ENABLE THE CONFERENCE ADVISORY COMMITTEE AND CHAIRMAN TO SELECT CONFERENCE PARTICIPANTS.

DEADLINE FOR REPLY FORMS: JANUARY 15, 1988

RETURN THIS FORM TO: The 1988 National Folk Arts Conference
c/o Canadian Conference of the Arts
126 York Street, Suite 400
OTTAWA, Ontario
K1N 5T5

CITY COUNCIL
HAMILTON, CANADA

Alderman Paul Cowell

71 MAIN STREET WEST L8N 3T4 • (416) 526-2732 • RES. (416) 575-4139 — WARD 6

NOV 16 1987

4.

MEMO TO: *Mrs. S. K. Reeder, Secretary, Legislation Committee.*

FROM: *Alderman Paul Cowell.*

DATE: *November 13, 1987.*

SUBJECT: *Posters on Bell and Hydro Poles.*

Enclosed please find a copy of a letter I received from Mr. M. O'Connor, Vice-Principal, Barton Secondary School respecting the abovementioned subject. I am also enclosing a copy of the particular poster mentioned in Mr. O'Connor's letter.

Would you please have this matter placed on the agenda of the Legislation Committee meeting for January, 1988.

PC:njb
Encls.

NOV 12 198

Barton Secondary School

OFFICE OF THE PRINCIPAL
TELEPHONE (416) 389-2234

75 PALMER ROAD HAMILTON ONTARIO L8T 3G1

November 5, 1987.

Alderman Paul Cowell,
City Hall,
71 Main Street West,
Hamilton, Ontario.
L8N 3T4

Dear Mr. Cowell:

Here is a copy of the poster that was placed on hydro poles around Barton Secondary School during the week of October 12, 1987.

I would like the City of Hamilton Council to create a by-law which would effectively help us deter dance organizers from posting such inappropriate anti-educational material around our schools. At present there is no penalty for posting this type of material in school areas. I feel frustrated by the fact that the person responsible for posting these signs and the person who is profiting from these posters cannot be fined or forced to take the materials down.

My recommendations are as follow.

If possible could the city and Hamilton Hydro and Bell Telephone come to an agreement that the Hamilton Police could enforce a law that would prohibit the placing of posters on equipment and property belonging to any of the three corporations.

Any fines resulting from the breaking of the law should be levied against the organizer of the event being advertised. I do not feel that penallizing some fourteen or fifteen year old student who has been paid a few dollars to put up posters is going to stop present practices. The fines must be directed at those who profit from the advertisements ie. the organizers.

Thank you for your time and consideration.

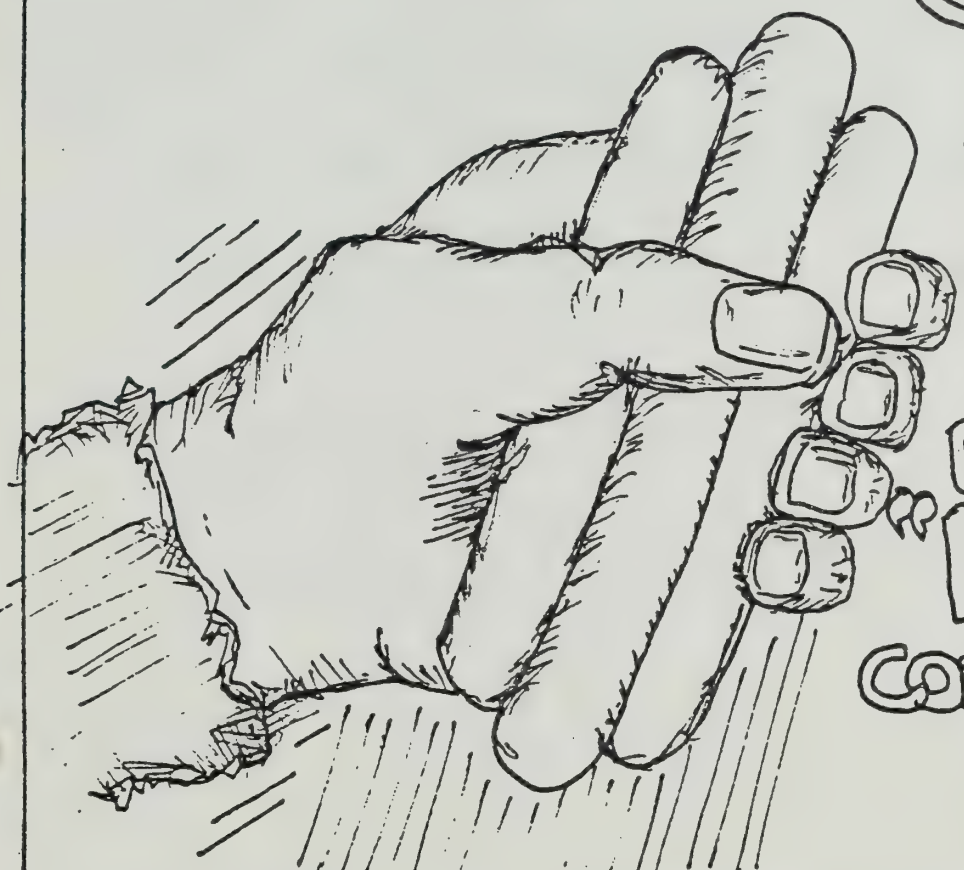
Yours truly,

M. O'Connor,
Vice-Principal.

MO/s

Encl.: Sample Poster

SCREW SCHOOL



STOP JERKING AROUND

DROP YOUR "HOT DOGS"

COME OUT AND DANCE

ITS AN S+M ALTERNATIVE DANCE PARTY

SATURDAY OCT. 17

8PM - 1AM

ADM. $5.00



Where?

DUNDAS COMMUNITY CENTRE

10 MARKET ST.S
AT KING

5.

MEMORANDUM • CITY OF HAMILTON

TO : Mrs. S. K. Reeder, Secretary
Legislation Committee

YOUR FILE:

FROM : R. C. Prowse, Secretary
Parks and Recreation Committee

OUR FILE : 1-28.1

SUBJECT : Appreciation Dinner
Hamilton Minor Hockey Council

DATE : 1988 January 13

Subjoined please find a copy of Item 17 of the First Report of the Parks and Recreation Committee which was adopted by City Council at its meeting held January 12, 1988.

Would you please take the necessary steps to execute the directions of City Council with respect to this item.

RCP:lp

17. (a) That the City of Hamilton host an Appreciation Dinner for the seventeen members of the Hamilton Minor Hockey Council in the early part of 1988; and

(b) That the Legislation Committee be requested to approve the expenditure of this event at a maximum amount of $1,000.00 from Account #0373-1003 - Special Receptions and Dignitaries Hosting.

NOTE: Recognition of the members of the Hamilton Minor Hockey Council is well deserved. This group has worked hard for three years to develop a strategy for compiling a plan for tiered hockey to benefit City of Hamilton recreational hockey.

6.

FOR ACTION

FROM Lou Sage, Chief Administrative Officer — **DATE** 1988 January 11

TO Legislation Committee — **Refer To File No.** 201-0003

Attention Of

Your File No.

SUBJECT

Procedural By-law - Proposed Amendment

RECOMMENDATION

(a) That the City of Hamilton Procedural By-law No. 82-203 - Access to Information and Meetings Section be amended so as to provide for the following to be included as a matter permited to be discussed in-camera by the Standing Committees and City Council:

> "Personnel Matters, including matters relating to wages, salaries, benefits and discipline of personnel".

(b) That the City Solicitor be authorized and directed to prepare the necessary amending by-law.

BACKGROUND

This refers to the attached report dated December 14, 1987 from the City Clerk to the Legislation Committee recommending a housekeeping amendment to the Procedural By-law in order to rectify the discrepancy on Access to Information provisions as they apply to the City and its Local Boards.

As you will note in the Procedural By-law on pages 84 and 87 there appears to be a clerical error whereby the term "Personnel Matters" has being left off the similar sections as it applies to the City of Hamilton.

On the instructions of the Legislation Committee I have asked the Human Resources Centre to provide the following definition of those matters that should normally be dealt with in-camera.

"Occasions arise when personnel matters, not specifically related to wages, salaries, benefits or discipline are requested to be dealt with, but where premature disclosure of these discussions would not be in the interest of staff and/or the public. Examples of this area are the selection of applicants for positions, promotion/appointment of senior staff, the elimination of a position and departmental re-organizations".

As reiterated to us by other consultants, it is imperative that the City be operated in a fashion that allows for management type decisions in the Human Resource area to be dealt with in the confidence of the Council or its Committees. I am forwarding a copy of this report to the Region in order that they might provide for a similar definition within their Procedure By-law.

In summary an oversight in the drafting of the By-law following the decisions of Council on this matter has resulted in the need for the changes recommended in this report.

Attach.

cc Mr. E. Simpson
Mrs. C. Lowe
Mr. M. Carson

6a.

FOR ACTION

FROM Mr. E. A. Simpson, City Clerk
Mrs. S. Reeder, Secretary
TO LEGISLATION COMMITTEE

DATE 1987 December 14
Refer To File No.
Attention Of
Your File No.

SUBJECT

PROCEDURAL BY-LAW - PROPOSED AMENDMENT

RECOMMENDATION

(a) That the City of Hamilton Procedural By-law No. 82-203 - Access to Information and Meetings Section be amended so as to provide for the following to be included as a matter permitted to be discussed in-camera by the Standing Committees and City Council:

> "Personnel Matters, including matters relating to wages, salaries, benefits and discipline of personnel".

(b) That the City Solicitor be authorized and directed to prepare the necessary amending by-law.

BACKGROUND

Presently, the section of the By-law dealing with "personnel" matters reads as follows:

> "Matters relating to wages, salaries, benefits and discipline of personnel".

Occasions arise when personnel matters not specifically related to either wages, salaries, benefits or discipline are required to be dealt with in-camera. Examples of this are promotion/appointment of staff, department head interviews, the elimination of a position, establishment of new position, and departmental re-organizations.

Currently the by-law pertaining to Local Boards (ie. HECFI) includes this wording. The recommended change will provide for consistency.

c.c.: Mr. L. Sage, Chief Administrative Officer
Mr. P. M. Eker, Acting City Solicitor

Bill No. 6b.

The Corporation of the City of Hamilton

BY-LAW NO. 88-

To Amend:

Procedural By-law No. 82-203

Respecting:

ACCESS TO INFORMATION

WHEREAS By-law No. 82-203, passed on the 28th day of September 1982, provides for, amongst other things, access to information;

AND WHEREAS it is proposed to provide that personnel matters shall be kept confidential.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 3 of subsection 44(4) of By-law No. 82-203 is amended by inserting at the beginning thereof, "Personnel matters, including".

PASSED this day of A.D. 1988.

City Clerk Mayor

7b.

THE CORPORATION OF THE CITY OF HAMILTON

FROM *Mr. E. A. Simpson, City Clerk* DATE *1988 January 12*
Name & Title

FOR ACTION ☒ FOR INFORMATION ☐ File No. _____

TO: CITY COUNCIL ☐ (OR) *Legislation Committee* ☐
Committee

SUBJECT

Civic Awards - Steel City Riders Motorcycle Club

RECOMMENDATION

That civic awards be approved for the following members of the Steel City Riders of Hamilton in recognition of their achievement in winning National Championships:

(a)	*Larry Bastedo*	*Enduros Champion Super Veteran*	*Gold Ring*
(b)	*Cam Whiffing*	*Enduros Champion 250 Expert*	*Ruby Insert*
(c)	*Jim Cunningham*	*Enduros Champion Veteran*	*Gold Ring*
(d)	*Steve Bulyovsky*	*Motocross Champion 125, 250, 500 Junior & 125, 250, 500 Senior*	*Diamond Ring Ruby insert*
(e)	*Frank Cassady*	*1986 Enduro Champion Veteran*	*Gold Ring*
(f)	*Elmo Rutnik*	*1986 Hare Scrambles Champion-Senior Class*	*Gold Ring*

7c

FOR ACTION

FROM *MR. E. A. Simpson, City Clerk* **DATE** *1988 January 11*

TO *Legislation* **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT

Civic Award

RECOMMENDATION

That a civic silver pin be awarded to Mr. Chad Cole in recognition of his recent win of the Ontario portion of the NFL Super Bowling Championships held at the Hamilton Mountain Bowl on 1987 November 21st.

BACKGROUND

8(a)

THE CORPORATION OF THE CITY OF HAMILTON

FROM *Mr. E. A. Simpson* DATE *1988 January 12*
Name & Title

FOR ACTION [X] FOR INFORMATION [ ] File No. _____

TO: CITY COUNCIL [ ] (OR) *Legislation Committee* [ ]
Committee

SUBJECT

Use of City Hall Facilities - World Day of Prayer - Friday, 1988 March 4th

RECOMMENDATION

That the request from Christ's Church Cathedral for the following arrangements in connection with the World Day of Prayer Ceremonies to be held at noon on Friday, 1988 March 4th be approved:

(a) Use of the Council Chambers for the ceremonies to be held at 12:00 noon until approximately 1:30 o'clock p.m.

(b) Use of Room 219 for prior to the Ceremonies and following the event from approximately 11:00 o'clock a.m. until 2:30 o'clock p.m.

(c) Providing coffee and tea for a reception to be held in Room 219 following the Ceremonies.

NOTE: *Funding for this expenditure to be charged to Account No. 0373-1002 (Receptions - City Hall)*

8(b)

FOR ACTION

FROM *Mr. E. A. Simpson* **DATE** *1988 January 11*

TO *Legislation Committee* **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT

Use of City Hall Facilities - Polish Independence Day

RECOMMENDATION

That the request of the Canadian Polish Congress, Hamilton District, for the use of the following City Hall facilities on Wednesday, 1988 May 4th, be approved:

(a) Use of the City Hall Council Chambers from approximately 6:00 o'clock p.m. to 8:00 o'clock p.m.

(b) Permission to fly the Polish National Flag (white over red).

(c) Use of the piano and a flag stand in the Council Chambers.

(d) Parking privileges for persons attending the Independence Day Ceremony.

NOTE: *Parking privileges have been provided for serveral years for this event. A crest is used by the Congress in the window of their cars for identification purposes.*

BACKGROUND

8(c)

FOR ACTION

FROM Mr. E.A. Simpson, City Clerk **DATE** 1988 January 28

TO LEGISLATION COMMITTEE **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT

Use of City Hall Facilities.

RECOMMENDATION

That the request of the Employee Assistance Programme Council of Hamilton-Wentworth to use the City Hall Council Chambers for their seventh Annual Meeting on Wednesday, 1988 June 1st from 1:30 - 4:00 p.m. **BE APPROVED.**

BACKGROUND

8(d)

FOR ACTION

FROM Mr. E. A. Simpson, City Clerk

DATE 1988 January 14

TO Legislation Committee

Refer to File No. _____

Attention of _____

Your File No. _____

SUBJECT

Display of Lift Bridge Model at City Hall.

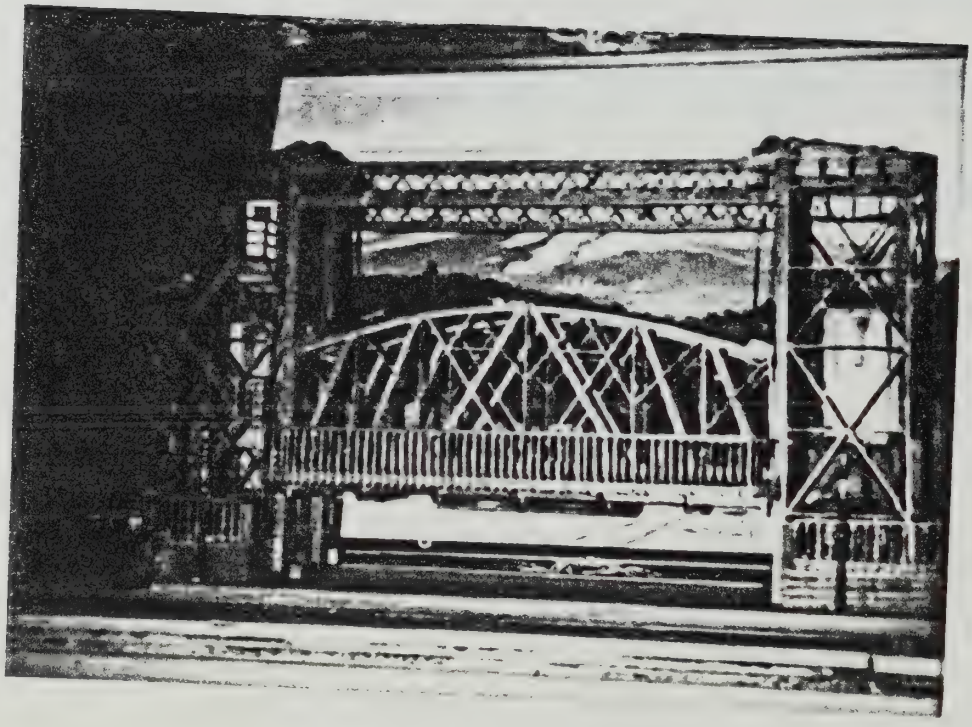
RECOMMENDATION

That the request of Mr. Norman Smee of Hamilton to display a working model of a lift bridge structure in the City Hall foyer be approved.

BACKGROUND

Attached herewith is the letter of request from Mr. Chrystin of the Hamilton Region Conservation Authority on behalf of Mr. Smee. Also attached is a coloured photograph of this model.

Should the Committee wish to approve the display of this model, a duration time should be determined.



16 Murray Street
Grimsby, Ontario
L3M 3N7

January 11, 1988

Ms. Susan Reeder
Secretary
Legislation Committee
City of Hamilton
City Hall
71 Main Street
Hamilton, Ontario
L8N 3T4

Dear Ms. Reeder:

RE: Display of Lift Bridge Model - City Hall Foyer

I am writing on behalf of a Mr. Norman Smee of 746 Lawrence Road, Hamilton. Mr. Smee is retired but remains active with a variety of interests including wood carving and model building. In this connection, I have enclosed a coloured photograph of a working model of a lift bridge structure (scale ¼" = 1"). The existing lift bridge crossing of the canal entrance to Hamilton Harbour was used by Mr. Smee as the basis for his design and construction detail.

Given the quality of Mr. Smee's efforts and the familiarity that almost all Hamiltonians have with the lift bridge on Hamilton Beach, I am writing to request approval from the Legislation Committee to display the lift bridge model for public viewing within City Hall. For the information of Committee members, the display is 3 ft. wide, 1 ft. in depth and 2 ft. high and required 800 matchsticks and 80 popsicle sticks to complete construction. Mr. Smee would require a table on which to place the model and would abide by City policy regarding the duration of display, damage insurance, etc.

I look forward to hearing from you on this matter. I may be contacted during business hours at my place of employment - 525-2181 or in the evening at 945-9126.

Yours truly,

R.W. Chrystian

9a.

TOWNSHIP OF PEEL

Box 119
Drayton, Ontario N0G 1P0
CHRISTINE OOSTERVELD
Clerk-Treasurer
STAN DRISCOLL
Road Superintendent
(519) 638-3314 *or* **638-3313**

RECEIVED
DEC 4 1987
CITY CLERKS

November 30, 1987

TO ALL MUNICIPALITIES IN THE PROVINCE OF ONTARIO

Re: Resolution from the Township of Peel with respect to waste disposal

Please be advised that the Township Council at its regular meeting of November 3, 1987, enacted the resolution printed on the reverse of this letter requesting that the Premier of Ontario enact legislation to limit, curtail, and in some instances prohibit the manufacture, use and distribution of non-biodegradable and non-recyclable materials.

Waste disposal is fast becoming an increasingly serious problem across Ontario and the reduction of waste is an important step to prolong the life of our present landfill sites. The time has come to reduce unnecessary packaging and the disposable material that is generated by fast food outlets that can not be recycled.

We hereby request that you place this resolution before your Council for their endorsement. If your Council endorses the resolution, would you please forward copies to:

1. The Premier of Ontario
2. Association of Municipalities of Ontario
3. Your local M.P.P.

Please advise us of the action taken by your Council.

Thank you for your co-operation in this matter.

Yours truly,

Christine Oosterveld

Christine Oosterveld, A.M.C.T.
Clerk-Treasurer

/co

R E S O L U T I O N

Moved by Pat Salter
Seconded by Wayne Vanden Hazel

Resolution No. 87/386
November 3, 1987

THAT the Corporation of the Township of Peel appreciates the inevitability of the generation of waste in society and accepts its responsibility to take a leading role in organizing the orderly process of collecting and disposing of such waste.

WHEREAS it believes that the use of non-biodegradable or non-recyclable materials in food packaging and general merchandise packaging is rampant; and

WHEREAS the use of foam containers by fast food dispensaries has not diminished in the face of increasing evidence of detrimental environmental consequences; and

WHEREAS the disposal of these burgeoning mountains of waste is threatening to contaminate our air, soil and waters; and

WHEREAS it is within Provincial jurisdiction to pass legislation governing all aspects pertaining to the above.

THEREFORE be it resolved that the Corporation of the Township of Peel urges the Premier of Ontario, with his government, to firstly enact legislation, without delay, that would limit, curtail, and in some instances prohibit the manufacture, use, and distribution of bio-unfriendly materials; and secondly, enact legislation that will bring about an overall reduction in the volume of domestic, commercial, and industrial waste generated through taxation, negative taxation, subsidies or other incentives as it sees fit.

FINALLY, request other municipalities in Ontario to join us in urging the Premier of Ontario and his government to move expeditiously to bring forth such legislation as called for; thereby protecting and preserving the environment for future generations so that we may exercise good and faithful stewardship of the land; an obligation that is incumbent upon all of us.

Passed and Signed by Howard Hamilton, Reeve.

Certified true copy of Resolution No. 87/386 passed by the Council of the Corporation of the Township of Peel on November 3, 1987.

Christine Oosterveld

Christine Oosterveld, Clerk

9(b)

The City of
Niagara Falls
Canada

City Hall
Niagara Falls, Ontario
L2E 6X5
(416) 356-7521

RECEIVED
NOV 23 1987
CITY CLERKS

1987 11 18

E.A. SIMPSON, CLERK,
CITY OF HAMILTON,
71 MAIN STREET, WEST,
HAMILTON, ONTARIO.
L8N 3T4

DEAR MR. SIMPSON:

RE: PERCENTAGE MIX OF RENT GEARED TO INCOME TENANTS IN NON-PROFIT HOUSING PROJECTS

At the meeting of City Council held on November 2, 1987, the attached communication from the City of Niagara Falls Non-Profit Housing Corporation was received in which they expressed their concerns with regard to the percentage mix of rent geared to income tenants in Non-Profit Housing Projects.

Following discussion, Council passed a resolution in support of their concerns, and directed that the Provincial Government, through the Ministry of Housing, be requested to review their policies on this matter, and further that the resolution be circulated to the Association of Municipalities of Ontario, to all Municipalities in the Province with populations of 50,000 or more, and to other non-profit organizations in the Municipality for their comment and support.

A copy of the resolution passed by City Council is enclosed. Will you please present it to your Council for consideration, and if supported, please indicate your support to the Minister of Housing, the Honourable Chaviva Hosek, and to the Association of Municipalities of Ontario, with a copy to our office.

Yours very truly,

(Miss) Barbara G. Scott,
Deputy City Clerk

BGS:lc

Enclosure

City of Niagara Falls, Ontario

COUNCIL CHAMBER

No. 84

November 9th 19 87

Moved by Ald. JANVARY

Seconded by Ald. COVILLE

RESOLVED that the City of Niagara Falls support the Niagara Falls Non-Profit Housing Corporation in their concerns with regard to the Rent Geared to Income (R.G.I.) Mix in Recent Non-Profit Housing Projects,

NOW THEREFORE BE IT RESOLVED that the Provincial Government, through the Ministry of Housing, be requested to review their policies whereby preference appears to be given to those proposals comprising the highest percentages of Core Need Deep Subsidy of 40 percent, with a view to reducing this percentage to 25 percent in order to avoid the social problems which evolved when the Province permitted 100 percent R.G.I. Units in projects,

AND BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the AMO, to Municipalities in the Province of Ontario with populations of 50,000 or more, and to other non-profit organizations in the Municipality for their comment and support.

AND the Seal of the Corporation be hereto affixed.

I, the undersigned, Deputy Clerk of the Corporation of the City of Niagara Falls, hereby certify the foregoing to be a true and correct copy of Resolution Number 84, Dated November 9th, 1987 of the said City. Given under my hand and the seal of the said Corporation this 18th day of November 1987

B.G. Scott Deputy Clerk

B.G. SCOTT

CARRIED UNANIMOUSLY

DEPUTY Clerk Barbara G. Scott

BARBARA G. SCOTT

Mayor

WILLIAM S. SMEATON

CITY OF NIAGARA FALLS

NON PROFIT HOUSING CORPORATION

CITY OF NIAGARA FALLS
1987 OCT 19 AM 9:14
CITY CLERK'S DEPT.

October 6, 1987

Mr. P.B. Brennan
City Clerk
City Hall
4310 Queen Street
Niagara Falls, Ontario
L2E 6X5

Dear Sir,

Re: Percentage Mix of Rent Geared to Income
Tenants in Non-Profit Housing Projects

Would you kindly pass on copies of the attached letter to members of Council as the Municipal Non-Profit Board is aware of Council's concern in this matter, which we share.

The letter is self-explanatory but in the event that Council desires additional information or wishes to discuss the information further, a member of the Provincial Housing Ministry staff could be invited to meet with Council.

Yours truly,

Alec Greaves
Secretary

jam

"COUNCIL MEETING OCT 26 1987

CITY OF NIAGARA FALLS
NON-PROFIT HOUSING CORPORATION

September 4, 1987

The Honourable Alvin Curling
Minister of Housing
777 Bay Street
Toronto, Ontario
M5G 2E5

Dear Mr. Minister,

RE: R.G.I. Mix in Recent Non-Profit Housing Projects

As a volunteer Municipal Non-Profit Housing Corporation we are obviously very supportive of the general principles of providing good and adequate housing for the needy in our community, but, unfortunately, recent increases in the minimum percentage of Rent Geared to Income (R.G.I.) Units required in projects is concerning us very deeply.

The background to our concerns stems back to the Province's own reasons for initially in 1976 limiting the percentage of R.G.I. Units in any project to a maximum of 25% - this was soon increased to 30% with an additional 5% permitted for Handicapped Units.

The original reasons advanced by the Province were that such maximum would avoid repeating past mistakes where projects with 100% R.G.I. Units were in many cases producing serious problems. (No cross section of the community, thus creating Ghetto-type situations.) For example, one of these earlier Provincial projects in the City of Niagara Falls, containing one hundred percent R.G.I. Units, evolved into a situation ten years later where, out of 75 units, approximately 57 units were occupied by "One Parent Families".

It is with this local experience, and other examples which the Province must possess documentation on, that we are seriously concerned with recent Provincial moves to further increase the R.G.I. elements of new Projects - The Core Need Deep subsidy now having to be a minimum of forty percent.

Admittedly the new allocations have various categories "Core Need Deep Subsidy", "Core Need Shallow Subsidy", "Non-Core Need Shallow Subsidy", resulting in, of course, a much lower percentage of Market Rent units in a project.

A typical example now, according to Provincial officials, could be:

40%	Deep Core Need
30%	Shallow Core Need
30%	Non-Core Shallow Subsidy

with little, if any, Market Rent units.

P.O. BOX 414, NIAGARA FALLS, ONTARIO L2E 6T8

We do appreciate the Province's desire (strongly influenced by Federal Government pressure) to house as many deep subsidy tenants as possible in order to obtain the most benefit from tax dollars expended.

We are concerned that the Province now seems to be giving preference to those proposals comprising the highest percentages of Core Need Deep Subsidy which we consider is already too high even at 40 percent. We do not wish to see this trend move closer to the 100 percent R.G.I. Projects which caused so many social problems across the Province and which we assumed higher levels of Government would never be repeating.

We are of the opinion that the Core Need Deep Subsidy Category should not be more than 25 percent of any project and the Board is so concerned at this new trend that it feels that reconsideration of these policies should be made immediately. We are sure that other Non-Profit Organizations in the Province are expressing similar concerns but of course we do not have the full awareness that you have. We strongly urge you to make a review of this matter at an early date by obtaining input from active Non-Profit Organizations.

Yours truly,

A.Di Giacomo,
President

jam

Copies to: Rob Nicholson, M.P.
Vince Kerrio, M.P.P.
City Council
Social Planning Council
Mrs. G. Maloney

Refer to: R. Campbell
File No.: M.N.P.
Tel. No.: 526-4604

MUNICIPAL NON-PROFIT (HAMILTON) HOUSING CORPORATION

CITY HALL
71 MAIN STREET WEST
HAMILTON L8N 3T4

M E M O R A N D U M

1988 January 18

TO: Mrs. S. Reeder,
Secretary,
Legislation Committee

FROM: R. Campbell,
General Manager,

Re: City of Niagara Falls Resolution on
Tenant Mix in Non-Profit Housing Projects

Further to your memo of December 4, 1987 to me, and my response of December 14, 1987, I wish to advise that the Executive Committee of the Board of Directors of the Municipal Non-Profit (Hamilton) Housing Corporation considered this matter at its meeting of January 15, 1988.

The Executive Committee did not support the Niagara Falls resolution. A copy of the Minutes of that Meeting are attached.

Please let me know if you have any questions.

attach.

Friday, January 15, 1988
3:30 p.m
Mayor's Office, City Hall

The Executive Committee of the Municipal Non-Profit (Hamilton) Housing Committee met.

PRESENT: Mayor R. Morrow, President
Alderman D. Ross, Vice-President
Alderman G. Copps

ALSO PRESENT: R. Campbell, General Manager
E. Kowalski, Director, Community Development

Notice of this meeting having been given and a quorum of members being present, the President declared the meeting was duly constituted for the transaction of business.

1. Regarding the Minutes of the Executive Committee Meeting held 1987 December 23, it was moved by Alderman Copps, seconded by Alderman Ross and carried that the Minutes be adopted.

2. Regarding the report on the Emergency Shelter Foundation's request for units as 'second stage' housing for battered women in our projects, it was moved by Alderman Ross, seconded by Alderman Copps and carried that the Executive Committee report to the full Board that the Municipal Non-Profit (Hamilton) Housing Corporation make available 2 'market-rent' units per project to the Emergency Shelter Foundation for 'second stage' housing for battered women starting in 1988, on the understanding that it is their responsibility to pay the market rent required; and further, that the Ministry of Housing be requested to review their legislation and policies regarding availability of housing for battered women so that rent geared-to-income units within housing developments under their jurisdiction are provided on a permanent continuous basis to groups assisting battered women, such as the Emergency Shelter Foundation. In this way, there will be sufficient units available at all times to house battered women moving out of emergency shelters.

3. Regarding the City of Niagara Falls Resolution re Tenant Mix in Non-Profit Housing Projects, it was moved by Alderman Ross, seconded by Alderman Copps and carried that the resolution not be supported.

4. Regarding the report from E. Kowalski, Director, Community Development concerning job-rating for the General Manager, Non-Profit Housing, it was moved by Mayor Morrow, seconded by Alderman Ross and carried that the new position of General Manager, Non-Profit Housing in Community Development be slotted in the non-union pay range 'J', that the present incumbent be paid at the maximum rate of the range ($48,906.00 in 1987, $50,862.24 in 1988); and that the effective date of this salary be 1987 March 2 as approved by the Non-Profit Housing Board, 1987 June 17.

   It was agreed that further discussions with the Human Resources Centre were necessary regarding the creation of this new City position.

5. It was duly moved and carried that the meeting adjourn at 4:35 p.m.

Mayor R. Morrow, President,
Municipal Non-Profit (Hamilton)
Housing Corporation

R. Campbell,
Secretary,
1988 January 18

9(c)
(i)

RECEIVED

DEC 24 1987

CITY CLERKS

City of Kitchener
EX INDUSTRIA PROSPERITAS

R.W. PRITCHARD, A.M.C.T., C.M.C.
COMMISSIONER OF GENERAL SERVICES
AND CITY CLERK

City Hall, P.O. Box 1118
22 Frederick Street
Kitchener, Ontario
Canada, N2G 4G7
(519) 741-2280

December 18, 1987

Ontario City Clerks
of Cities with a Population
in Excess of 50,000

Kitchener City Council, at its meeting held December 14, 1987 enacted the following resolution relative to the issue of Sunday retail store hours, namely:

> "That the Honourable Ian Scott, Attorney-General of Ontario, be advised of Kitchener City Council's displeasure relative to the Province's announced intent to delegate to municipal councils the regulation of Sunday Retail Store Hours;
>
> Further, that this Council express its strong opposition to any extension of Sunday opening of retail stores;
>
> Further, that this resolution be circulated to Ontario cities with a population in excess of 50,000 and to the Association of Municipalities of Ontario for endorsation and support."

Would you kindly place this resolution before your municipal council for its consideration and advise the undersigned of the action taken by your council. In addition, if your council sees fit to endorse same, we would kindly ask you to also inform the Honourable Ian Scott, Attorney-General of Ontario, and the Association of Municipalities of Ontario.

Yours very truly,

R.W. Pritchard
Commissioner of General Services
& City Clerk

RWP:mlw

RECEIVED

DEC 22 1987

CITY CLERKS

CITY OF Waterloo ONTARIO

December 18, 1987

TO ALL MUNICIPALITIES WITH A POPULATION OVER 50,000

RE: SUNDAY SHOPPING

This is to advise that the Council of the Corporation of the City of Waterloo, at a meeting held on December 14, 1987 approved the the following resolution:

"WHEREAS presently Sunday shopping is regulated through the Holiday Closings for Retail Businesses Act, and

WHEREAS the Solicitor General for the Province of Ontario has recently announced that jurisdiction to control Sunday shopping would be delegated to the municipalities of Ontario, and

WHEREAS the introduction of Sunday Shopping on a permanent basis will strongly impact on family life, and

WHEREAS it is anticipated that this proposed legislation could have a domino affect within the Province of Ontario should one municipality take the lead in permitting Sunday Shopping, and

WHEREAS the Association of Municipality of Ontario has gone on record stating municipalities should not be charged with the responsibility of regulating retail openings on Sundays or holidays.

THEREFORE BE IT RESOLVED that the Province of Ontario be advised that the Council of The Corporation of the City of Waterloo rejects in the strongest terms possible the proposed legislation to delegate the control and regulation of Sunday shopping to the municipalities and further that this resolution be forwarded to all municipalities having a population greater than 50,000."

In the event your municipality supports the resolution, we ask that you advise the Honourable David Peterson, Premier of Ontario , the Honourable Joan Smith, Solicitor General for the Province of Ontario, your local M.P.P., the Association of Municipalities of Ontario and this office.

Sincerely,
CITY OF WATERLOO

RON KEELING
CITY CLERK

RCK/ds

City Hall, Waterloo City Centre, 100 Regina St. S., P.O. Box 337, Waterloo, Ontario. N2J 4A8 (519) 886-1550

RECEIVED
JAN 6 1988
CITY CLERKS

CITY OF TORONTO

Department of the City Clerk
City Hall, Toronto, Ontario, Canada M5H 2N2

Roy V. Henderson / City Clerk

Barbara Caplan / Deputy City Clerk

9c (iii)

December 29, 1987

To: All Municipalities in Ontario
with a Population of Over 20,000

Re: Retail Business Holidays Act

At its meeting held on December 14 and 18, 1987, Toronto City Council passed a resolution advising the Provincial Government that it does not support the transferring to municipalities of the authority to regulate the closing of retail businesses on holidays, and requesting the Provincial Government to retain its present authority over The Retail Business Holidays Act.

Council also directed that all municipalities in Ontario with a population of over 20,000 and all M.P.P.'s within Metropolitan Toronto be advised of its resolution.

Yours truly,

BCaplan

Deputy City Clerk

/bb
DET

CANADIAN RETAIL HARDWARE ASSOCIATION
ASSOCIATION CANADIENNE DES DETAILLANTS EN QUINCAILLERIE

The Official Organization Of Canadian DIY Retailers
L'Organisation officielle des détaillants canadiens en "DIY"

RECEIVED
JAN 18 1988
CITY CLERKS

January 12, 1988

To Whom It May Concern:

Never on Sunday

There are a lot of people out there who think that we've lost the battle against Sunday Shopping.

I don't.

And I've been talking to some very professional people who think we can win.

But - we must act together; retailers, unions, church groups, municipalities and a host of groups concerned about quality of life. Individually - the politicians can ignore us. Together we can be strong enough to make the Peterson government at Queen's Park sit up - and listen.

Right now, you can do one of two things:

1. You can sigh a little and chuck this letter in the wastebasket, saying something like "We'll never win this one".

2. You can sit and think for a second. You can think of all the groups that have beaten city hall: ratepayers, ecology groups, trade associations. And then you can say "Yes. We actually could win" - and then send in the attached registration form.

We're putting together a province-wide Coalition - call it "The Coalition Against Sunday Shopping". That Coalition will bring together people who work in stores, church groups, retailers and others.

This Coalition will be able to draw upon the organizational work over the past few years of the Ontario Committee for Regulation of Sunday and Holiday Retailing and the People for Sunday Association of Canada.

6800 CAMPOBELLO ROAD, MISSISSAUGA, ONTARIO L5N 2L8, CANADA TELEPHONE: (416) 821-3470 CABLE: HARDEXPO

The first meeting is on **January 27th at the Sheraton Centre in downtown Toronto.** Bill Reno of the United Food and Commercial Workers International Union and I have agreed to organize this first meeting to launch the Coalition. I've included an agenda in this envelope. Look at it: you'll see that it's not a "moan and groan" meeting: it's a meeting where we're actually going to plan how to win - and win big.

At this day-long meeting you'll hear from experts in dealing with provincial governments. These are people who know how, when and with whom to fight. I've included their resumes.

There's a price. Nothing comes free. To start the ball rolling, we're asking everybody participating to put in $100. What's left over after paying for the hotel room and other expenses will go into funding further efforts.

Is stopping Sunday shopping worth a $100 investment from your organization?

Read over the package I've put together.

Say to yourself that "Yes - we can win. Because this fight is so worth winning."

Then - get your reply in the mail as fast as possible. Delay will hurt us. We would welcome the participation of a maximum of five representatives from any organization.

If you have any questions - or suggestions - I'd like to hear from you. My number is (416) 821-3470.

Yours,

Tom Ross, B.Sc. Phm., M.B.A.

Executive Director
Canadian Retail Hardware Assn.

President
People for Sunday Assn.
of Canada

Co-Chairman
Ontario Committee
for Regulation of Sunday
and Holiday Retailing

A G E N D A

COALITION AGAINST SUNDAY SHOPPING

Organizational Meeting

January 27th, 1988
Sheraton Centre
downtown Toronto

8:30 a.m. - 9:00 a.m.	Registration
9:00 - 9:45	Briefing--Status of Government's Proposal
9:45 - 11:00	Lobbying Queen's Park
11:00 - 11:15	Coffee Break
11:15 - 12:30	Lobbying Queen's Park
12:30 p.m. - 1:30 p.m.	Luncheon
1:30 - 2:30	Round Table Discussion
2:30 - 3:15	Plenary Session
3:15 - 3:30	Closing Remarks

R E G I S T E R T O D A Y

for the

Coalition Against Sunday Shopping's

Organizational Meeting

Wednesday, January 27th
Sheraton Centre
downtown Toronto
123 Queen St. W.

Confirmation of attendance is required no later than Friday, January 22nd (by mail or telephone). Irene Viau is in charge of registration, (416) 821-3470. Mail registration form and cheques to:

Canadian Retail Hardware Assn.
6800 Campobello Road
Mississauga, Ontario
L5N 2L8
(416) 821-3470

The following individuals will be attending the Coalition Against Sunday Shopping's January 27th Organizational Meeting in Toronto:

Participants (name & title)	Organization name and mailing address
_____	_____
_____	_____
_____	_____
_____	_____
_____	( ) _____
_____	
_____	$100 x _____ = $_____
_____	
_____	Please make cheques payable to the "Canadian Retail Hardware Assn."
_____	

9c

(7)

CANTON DE TOWNSHIP OF cumberland

Resolution No. 3348

Date January 5 19 88

Moved by Hans Gauvin

Seconded by [signature]

That this municipality has noted from the newspapers that the Ontario Government is planning on delegating the regulation of Sunday Shopping in local areas to local municipalities; and

WHEREAS the Provincial Government has not seen fit to communicate directly with the municipalities in this respect; and

WHEREAS there are likely to be considerable local costs in accepting this delegated authority (i.e. policing and transit, etc.); and

WHEREAS there are also likely to be significant increased costs to the consumer with respect to goods (the operation of stores for longer hours will raise the price of goods); and

WHEREAS this is yet another attack on the family structure by this government and a moral issue;

BE IT THEREFORE RESOLVED that the Council of the Township of Cumberland wishes to advise the appropriate Minister of its opposition to the delegation of this authority and the balkanization of the Lord's Day Act; and

BE IT ALSO RESOLVED that the Government of Ontario, should it pass this type of regulation, should be fully responsible for all additional costs; and

BE IT ALSO RESOLVED that this resolution be forwarded to the Association of Municipalities of Ontario and all major urban centers.

[signature]

CORPORATION OF THE TOWNSHIP OF CUMBERLAND
Certified to be a true copy
[signature]
DEPUTY CLERK

10.

FOR ACTION

FROM Hamilton SPCA DATE January 18, 1988

TO Legislation Committee Refer to File no._____

Attention of S.Reeder

Your File no._____

SUBJECT Amendment to City of Hamilton By-law 85-148, as amended, regarding the maximum allowable length of leash for the purpose of restraining a dog that is off its' own property.

RECOMMENDATION

That the City Solicitor's office be directed to amend section 1. of By-law 85-148 to include a definition of a leash such that the length is not to exceed 15 feet.

BACKGROUND

At present there is no defined limit to the length of the leash and complaints have been directed to us from City of Hamilton Aldermen concerning complaints they have received with regards to people in the parks with dogs on 50 foot leashes. As the By-law is presently constructed these people are within the law.

JAN 12 1988
11.

The Hamilton Public Library Board

55 York Blvd., Hamilton, Ontario L8R 3K1
Telephone (416) 529-8111

Chief Executive Officer, Judith McAnanama, B.A., B.L.S., M.B.A.,

January 7, 1988

Alderman V. J. Agro
Chairman, Legislation Committee
The Corporation of the City of Hamilton
City Hall
71 Main Street West
HAMILTON, Ontario
L8N 3T4

Attention: Mark Reader, Acting Secretary, Legislation Committee

Dear Alderman Agro:

Re: **Bill C-54 An Act to Amend the Criminal Code**

The Hamilton Public Library Board is concerned that the selection of library materials and the access of Hamilton citizens to those materials as outlined in the attached Library Materials Selection and Access Policies will be jeopardized if the proposed Federal Bill C-54, which is designed to redefine and strengthen the legal process relative to the control of pornography, is passed.

The Library Board has forwarded the attached letter to the Minister of Justice, The Honourable Ray Hnatyshyn. As well, a petition has been made available to the public throughout the Library system requesting support for the Library's position relative to Bill C-54. The petitions are being forwarded to the Minister of Justice. The number of signatures totals 2,487 as at January 8, 1988. A sample copy of the petition is attached.

The Hamilton Public Library Board requests that City Council:

endorse the letter to the Minister of Justice, and

correspond with the Minister of Justice in support of the Library's position.

Yours sincerely,

Jackie Isbester

Jackie Isbester
Chairperson

JI/kc
Attach.

Library Board: Bert Allen Rabbi Bernard Baskin Alderman David Christopherson Mary Dow Jackie Isbester Margaret MacGillivray Alan F. Meiklejohn Dermot P. Nolan Peter Rogers Alderman John Smith

The Hamilton Public Library Board

55 York Blvd., Hamilton, Ontario L8R 3K1
Telephone (416) 529-8111

Chief Executive Officer, Judith McAnanama, B.A., B.L.S., M.B.A.,

December 14, 1987

The Honourable Ray Hnatyshyn
Minister of Justice
Parliament Buildings
OTTAWA, Ontario
K1A 0A6

Dear Sir:

On behalf of the Hamilton Public Library Board, I am writing to express our concerns regarding the impact of Bill C-54 on library service within our community.

The Hamilton Public Library serves the Hamilton community of 308,000 people through a large central library, nine neighbourhood branches and two bookmobiles.

The Library Board spends $1,320,000.00 annually for the purchase of a wide range of books, sound recordings, audio cassettes tapes, materials for the blind, videos, etc. in order to respond to diverse social, cultural and intellectual interests.

While we understand and sympathize with the honourable intention of the Bill and share your concerns about the serious social problems of violence, pornography and the abuse of minors, we are equally concerned that Bill C-54 as presently drafted has serious implications for the collections of the Hamilton Public Library.

The definition of pornography as outlined in Section 130 of Bill C-54 is so all encompassing that virtually any expression of human sexuality is suspect. Many titles held in the Library collections will be vulnerable, subject to challenge by individuals from the community who choose to interperet Bill C-54 to suit their own personal beliefs.

An example that has been commonly identified in letters written to you, Mr. Minister, is the story of Romeo and Juliet, the love affair between two persons under the age of eighteen (18). This literary work, both in its original presentation by Shakespeare and in the Zefferelli film version, could certainly be judged to be pornography. A possible interpretation of the Bill as drafted could lead to a work such as Romeo and Juliet being challenged as "visual matter that shows sexual conduct..... that involves.....a person who is.....under the age of eighteen (18) years....." (Section 1 (i)).

Library Board: Dominic Agostino Bert Allen Rabbi Bernard Baskin Alderman David Christopherson Mary Dow
Jackie Isbester Margaret MacGillivray Alan F. Meiklejohn Dermot P. Nolan Peter Rogers Alderman John Smith

Is the work, therefore, "pornography" and is the Library Board "dealing in pornography" by distributing (or) displaying the work "in a public place" (Section 159 (ii))? Is the Library Board hence "guilty of an indictable offence and liable to imprisonment for a term not exceeding ten (10) years"? (Section 159 (iii))? These are disturbing questions, the answers to which are far from clear notwithstanding your public assurances that these examples and concerns may not be valid.

The Hamilton Public Library Board has established the following criteria for materials selection:

Materials are selected:

- to satisfy the need for recreational reading, listening and viewing materials for patrons of differing tastes, interests, purposes and reading skills;

- to enrich human understanding by dealing informatively with social, personal, racial, multicultural, religious and scientific issues;

- to educate by providing basic factual information in as broad a base as possible.

Regarding controversial issues, our policy further provides that:

> The following will not cause an item to be automatically included or excluded from the collection:
>
> - race, religion, nationality or political views of an author;
> - frankness or coarseness of language;
> - controversial content;
> - endorsement or disapproval of an individual or group;
> - language of the text.
>
> Library material will not be marked or identified to show approval or disapproval of the contents.
>
> Physical access to materials will not be restricted except for the express purpose of protecting an item from damage or theft.
>
> The Library recognizes that many materials are controversial and that any given item may offend some patrons. Selection of items will be based upon how well the work conforms to the Library's Objectives as well as serves the expressed or anticipated needs and interest of the community.

The Library collections should not be left vulnerable to the whim of individuals or minority standards within a community or to the vagaries of disparate judicial pronouncements. Bill C-54 undermines the principles of the Hamilton Public Library Board's Materials Selection Policy and the principles of intellectual freedom adopted by both the Canadian Library Association and the Ontario Library Association.

Copies of those intellectual freedom statements are attached, together with copies of the access policy of our board and excerpts from our material selection policy.

Throughout the Bill, the burden of proof of innocence rests with the accused. This is contrary to the fundamental rights enjoyed by Canadians and may violate Section 11(d) of the Canadian Charter of Rights and Freedoms, which states "any person charged with an offence has the right to be presumed innocent until proven guilty according to law, in a fair and public hearing by an independent and impartial tribunal".

The Hamilton Public Library Board believes that Bill C-54 will place in jeopardy the basic purpose of library service which is "to guarantee and facilitate access to all expressions of knowledge and intellectual activity including those which some elements of society may consider unconventional, unpopular, unacceptable". (Canadian Library Association Statement of Intellectual Freedom).

We strongly urge you to withdraw this Bill which, in its present form, is wholly unacceptable.

Yours sincerely,

Jackie Isbester

Jackie Isbester
Chairperson

Jl/kc
Attach.

Canadian Library Association

POSITION STATEMENT

INTELLECTUAL FREEDOM

Approved by CLA Council June 27, 1974

Amendments: 1983, 1985

All persons in Canada have the fundamental right, as embodied in the nation's Bill of Rights and the Canadian Charter of Rights and Freedoms, to have access to all expressions of knowledge, creativity and intellectual activity, and to express their thoughts publicly. This right to intellectual freedom, under the law, is essential to the health and development of Canadian society.

Libraries have a basic responsibility for the development and maintenance of intellectual freedom.

It is the responsibility of libraries to guarantee and facilitate access to all expressions of knowledge and intellectual activity, including those which some elements of society may consider to be unconventional, unpopular or unacceptable. To this end, libraries shall acquire and make available the widest variety of materials.

It is the responsibility of libraries to guarantee the right of free expression by making available all the library's public facilities and services to all individuals and groups who need them.

Libraries should resist all efforts to limit the exercise of these responsibilities while recognizing the right of criticism by individuals and groups.

Both employees and employers in libraries have a duty, in addition to their institutional responsibilities, to uphold these principles.

ONTARIO LIBRARY ASSOCIATION

STATEMENT ON INTELLECTUAL FREEDOM

At the Annual General Meeting of the Ontario Library Association, on May 29, 1963, at Kitchener-Waterloo, the following statement on Intellectual Freedom was passed by the unanimous vote of members present. The statement was prepared by the Intellectual Freedom Committee during the latter part of 1962 and submitted to Council at its meeting on March 2, 1963. With one minor amendment, the statement was approved by Council to be put before the Association at the Annual General Meeting.

In affirming its support of the fundamental rights of freedom of the press and freedom to read, the Ontario Library Association declares its acceptance of the following propositions:

i) That the provision of library service to the Canadian public is based upon the right of the citizen, within the limits of the law to judge for himself on questions of politics, religion and morality.

ii) That it is the responsibility of librarians to maintain this right and to implement it in their selection of books, periodicals, films and recordings, subject only to the provisions of federal and provincial laws governing the suppression of treasonable, seditious and obscene literature.

iii) That freedom of the press requires freedom to examine other ideas and other interpretations of life than those currently approved by the local community or by society in general, including those ideas and interpretations which may be unconventional or unpopular.

iv) That freedom of the press requires freedom of the writer to depict what is ugly, shocking and unedifying in life when such depiction is made with serious intent.

v) That the free traffic in ideas and opinions is essential to the health and growth of a free society.

vi) That it is therefore part of the library's service to its public to resist any attempt by any individual or group within the community it serves to abrogate or curtail the freedom to read by demanding the removal of any book, periodical, film or recording from the library.

vii) That it is equally part of the library's responsibility to its public to ensure that its selection of materials is not unduly influenced by the personal opinions of the selectors, but determined by the application of generally accepted standards of accuracy, style and presentation.

POL5.0/1/2

MATERIAL SELECTION POLICY

This policy was approved by the Hamilton Public Library Board at their meeting June 14, 1983.

5.0 PURPOSE

The Materials Selection Policy has been established in order to accomplish the following Library Objectives:

5.0.1 To provide a statement of philosophy and an identification of key objectives which will reflect the Statement of Purpose of the Library System as adopted by the HPL Board in May, 1981 (see also attached excerpt).

5.0.2 To define responsibility for selection and identify the delegation of that responsibility.

5.0.3 To establish procedures for the co-ordination of recommendations for purchase or objections lodged against particular materials by community residents.

5.1 RESPONSIBILITY FOR SELECTION

The ultimate responsibility for the selection of all materials lies with the Chief Librarian acting according to the general policies established by the Library Board. In practice, this authority is delegated to Branch and Department Heads and other professional staff.

5.2 GENERAL PRINCIPLES OF SELECTION

The Hamilton Public Library endorses the basic principles of Intellectual Freedom adopted by the Canadian Library Association in 1974 and the Ontario Library Association in 1963. These statements are reproduced on page 6.

The Library Board, in establishing a Materials Selection Policy, was cognizant that the Constitution Act, Part I, Canadian Charter of Rights and Freedom, Section 2b, guarantees "everyone the following fundamental freedoms...b) freedom of thought, belief, opinion and expression, including freedom of the press and other media of communication."

POL5.3

MATERIAL SELECTION POLICY

5.3 SCOPE OF THE COLLECTION

5.3.1 Children's Collections

Book collections of fiction and non-fiction, records, cassettes, toys and other non-print materials are provided for children up to the age of twelve.

These collections are provided for the interest, information and enlightenment of all children that the library serves. They are selected to meet the needs of a varying range of ages and abilities of children and to reflect the interests of the community.

The Central Children's Department and the Terryberry branch contain larger collections of children's material that serve a resource function for the system.

The Central Children's Department houses a collection of award winning fiction and a rotating foreign language collection. Both Central and Terryberry maintain collections of material for disabled children.

5.3.2 Young Adult Collection (Fiction)

Collections of fiction in hardcover and/or paperback are provided for young people, ranging in age from twelve to eighteen (12 - 18) years to ease the transition from children's to adult services.

Based upon the criteria for adult fiction, this collection is designed to appeal to the changing reading levels, interests and informational needs of young people.

Vetted by: Coordinator of Youth Services

Date; August 25, 1987

Revision: 1

POL5.3

MATERIAL SELECTION POLICY

5.3.3 Adult Collection

Selection of materials for the adult collections will not be restricted by the existence of an open access policy.

The Central Library is responsible for providing a well-rounded collection of reference and circulating materials for direct use by the public as well as supplementary resources for the Library's branches, Extension Services and the South Central Regional Library System. With the exception of an all inclusive local history collection and urban municipal collection, exhaustive collections designed to serve the user doing serious and extensive research are considered to be the province of the academic and special libraries in the area. More specific criteria for choosing the collections at Central are outlined in Collection Guidelines for each department.

Branch libraries provide for the residents in their neighbourhood basic collections that will satisfy the most general and frequent needs. Selection usually emphasizes standard works in major fields of knowledge, basic reference materials, general periodicals, recordings, and a current browsing collection. When a Branch is unable to supply an individual request, it has access to the more comprehensive Central collection. Terryberry Library serves as a resource library for the Mountain and hence, has a larger collection than other branches.

POL5.4

MATERIAL SELECTION POLICY

5.4 CRITERIA FOR MATERIALS SELECTION

Materials are selected:

-to satisfy the need for recreational reading, listening and viewing materials for patrons of differing tastes, interests, purposes and reading skills;

-to enrich human understanding by dealing informatively with social, personal, racial, multicultural, religious and scientific issues;

-to educate by providing basic factual information in as broad a base as possible.

Criteria:

a) suitability of physical form for library use;

b) relation to existing collections and other material on the subject;

c) accessibility of material in other libraries;

d) interests and composition of the community and region;

e) popular demand and current trends;

f) attention of critics, reviewers and public;

g) quality of writing and/or visual art;

h) reputation, skill, competence and purpose of the originator of the work;

i) special value as a contribution to social questions and problems of continuing or topical interest;

j) timeliness or permanence of the work;

k) availability of funds and space;

l) comprehensiveness and depth of treatment;

m) clarity, accuracy and logic of presentation;

n) balance of viewpoints in the collection (challenging, though extreme or minority points of view are often represented though quantity may be limited).

POL5.4

MATERIAL SELECTION POLICY

5.4 Continued

An item need not meet all of the above criteria in order to be acceptable. Materials which do not meet these criteria may be purchased to satisfy heavy reader interest. Often such books will be purchased in paperback format. While people have the right to reject for themselves material of which they do not approve, they do not have the right to restrict the freedom of others.

If there is considerable topical interest in the subject and a manifest public desire to read and judge the book first-hand, a title may be included which is not accurate, according to the best scientific opinion.

The Library does not buy textbooks specifically related to courses of study in the community. However, textbooks may be purchased if the subject information is not available in any other form.

The Library is responsive to the increased output and improved quality of such formats as recordings, films, cassettes, pictures, videotapes and microfilms. Materials in these formats are judged by the criteria listed. In the selection of paperbacks, there is an emphasis on popular interest as these may have only temporary value.

The Library acquires materials not only for its present users but also for those who have not traditionally been Library users.

POL5.5

MATERIAL SELECTION POLICY

5.5 CONTROVERSIAL ISSUES

The following will not cause an item to be automatically included or excluded from the collection:

-race, religion, nationality or political views of an author;
-frankness or coarseness of language;
-controversial content;
-endorsement or disapproval of an individual or group;
-language of the text.

Library material will not be marked or identified to show approval or disapproval of the contents.

Physical access to materials will not be restricted except for the express purpose of protecting an item from damage or theft.

The Library recognizes that many materials are controversial and that any given item may offend some patrons. Selection of items will be based upon how well the work conforms to the Library's Objectives as well as serves the expressed or anticipated needs and interest of the community.

POL5.6

MATERIAL SELECTION POLICY

5.6 PROCEDURE FOR HANDLING CHALLENGED MATERIAL

In the event of objection or complaint by a Library user, the steps for resolution are as follows:

5.6.1 The user is requested to put his or her objections in writing, using the Library's printed form for this purpose. (See CPT 2.0/1/2 of this Manual).

5.6.2 The written complaint is forwarded to the Department or Branch Head. When the investigation is concluded, the user is given an explanation. If the user is satisfied, the case is closed.

5.6.3 If the user is not satisfied with the explanation, a copy of the written complaint and the explanation is sent to the Chief Librarian. The Chief Librarian will discuss the matter with the Department or Branch Head to ensure that all pertinent information is in hand, to support or override the decision to retain the book, periodical, film, recording or other material. This decision will reflect the principles outlined in this selection policy which emphasize that it is not the Public Library's function to be a supervisor of public morals. The Library's responsibility is to make available the widest diversity of views and expressions, including those that may be unorthodox or unpopular with the majority.

5.6.4 The user and the staff will be informed of the Chief Librarian's decision.

MATERIAL SELECTION POLICY

5.7 RECOMMENDATION FOR PURCHASE AND GIFTS

5.7.1 Purchase

Suggestions from the public for the purchase of books and other materials not in the Library's collections are referred to the subject librarian (or Branch Head) concerned and are considered according to the Library's general selection policies.

5.7.2 Gifts

The Library welcomes gifts of books and other materials, subject to Hamilton Public Library's Materials Selections Policy. The same principles of selection which are applied to purchases are applied to gifts. No condition may be imposed relating to any book or other item after its acceptance. Those items which are duplicates or unwanted may be offered to other Libraries, discarded or sold.

5.8 MAINTENANCE OF THE COLLECTION

The Library maintains a policy of on-going discarding based upon the elimination of unnecessary items, outdated materials, materials no longer of interest or in demand, duplicates, worn or mutilated copies. Frequency of circulation, community or regional interest and availability of newer and more up-to-date materials are of prime consideration.
If the material is regularly subject to loss or damage, the Library may protect it by various precautionary measures such as transferring it to the Reference Collection. In some cases, no replacement will be bought.

5.9 REVISION OF POLICY

This policy will be reviewed within a year of implementation and revised as circumstances require.

POL5.10

MATERIAL SELECTION POLICY

Principles Of INTELLECTUAL FREEDOM Adopted by the Canadian Library Association in 1974

"All persons in Canada have the fundamental right, as embodied in the nation's Bill of Rights to have access to all expressions of knowledge, creativity and intellectual activity, and to express their thoughts publicly. This right to intellectual freedom is essential to the health and development of Canadian society.

Libraries have a basic responsibility for the development and maintenance of intellectual freedom.

It is the responsibility of libraries to guarantee and facilitate access to all expressions of knowledge and intellectual activity, including those which some elements of society may consider unconventional, unpopular or unacceptable.

It is the responsibility of libraries to guarantee the right of free expression by making available all the library's public facilities and services to all individuals and groups who need them.

Libraries should resist all efforts to limit the exercise of these responsibilities while recognizing the right of criticism by individuals and groups.

Both employees and employers in libraries have a duty, in addition to their institutional responsibilities, to uphold these principles."

Statement of the Ontario Library Association Regarding Intellectual Freedom - May 29, 1963

"The provision of library service to the Canadian public is based upon the right of the citizen, within the limits of the law to judge for himself on questions of politics, religion and morality. That it is the responsibility of librarians to maintain this right and to implement it in their selection of books, periodicals, films and recordings, subject only to the provisions of federal and provincial laws governing the suppression of treasonable, saditious and obscene literature."

POL4.0

ACCESS POLICY

This policy was passed by the Hamilton Public Library Board on May 17, 1982, and implemented on September 7, 1982. Amended at January 21, 1985, Board meeting.

4.1 THAT Library users of all ages have open access to all of the Library's collections except 16mm, 8mm sound film and video, the collections of the Special Collections department, talking books which fall under the jurisdiction of the CNIB and materials in the Collection for Disabled Children.

4.2 THAT access to 16mm and 8mm sound films be limited to adults and young adults in grade nine (9) and over.

4.3 THAT access to video materials be limited to adults who are aged eighteen or older.

4.3.1 THAT controlled access be accomplished through the use of a registration identification maintained in the registered borrower's file.

4.3.2 THAT all material borrowed in the name of the registered video user and the viewing of such material is the responsibility of the registered user.

4.4 THAT access to special Collections be limited to students in grade seven (7) or over and for those students under grade seven (7), at the discretion of the Department Head.

4.5 THAT there be no change to current policies regarding access to the talking book collection.

4.6 THAT the monitoring of a child's reading is the responsibility of the parent.

Parents/Guardians may restrict their child's access to library collections. To do so, the parent should not sign the membership application form. This will ensure that a borrower's card is not issued to the child and material for the child will be charged out on the parent's card.

PETITION AGAINST BILL C-54

While we understand and sympathize with the honourable intention of Bill C-54 and share the concerns about the serious social problems of violence, pornography and the abuse of minors, we are equally concerned that Bill C-54 as presently drafted has serious implications for the collections of the Hamilton Public Library, and our rights under the Charter of Rights and Freedoms.

The definition of pornography as outlined in the Bill is so all encompassing that virtually any expression of human sexuality is suspect. Many titles held in the Library collections will be vulnerable, subject to challenge by individuals from the community who choose to interpret Bill C-54 to suit their own personal beliefs.

Therefore we the undersigned support the Library's position in this matter and join with it in urging the withdrawal of the Bill which, in its present form, is wholly unacceptable.

Name **Address**

Total number of signatures - 2,487 as at January 8, 1988

12

FOR ACTION

FROM French Sub-Committee **DATE** 1987 December 31

TO Legislation Committee **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT

French Sub-Committee - Mandate

RECOMMENDATION

That the mandate of the French Sub-Committee be amended by removing the word "francophone" from the final paragraph.

Mrs. L. Peddle, Secretary
French Sub-Committee

BACKGROUND

The French Sub-Committee at its meeting held 1987, December 11, gave its approval to the above recommendation.

The final paragraph of the mandate currently reads:

- To work with the francophone community toward extending the availability of French language services within the City of Hamilton, with priorities recommended by the French Sub-Committee.

The present mandate is intended to be interpreted broadly, in that the French Sub-Committee would not work only with francophones, but with the community in general as was evidenced by the Committee's involvement in the 1987 Student Exchange Program which benefited anglophone children who are learning french.

The exclusion of the word "francophone" from the final paragraph would remove any possibility of interpreting the mandate "too narrowly" (i.e. that the Committee works only with the francophone community).

cc: *Alderman D. Agostino, Chairman*

19(a)

THE CORPORATION OF THE CITY OF HAMILTON

FROM *Mr. E. A. Simpson, City Clerk* DATE *1988 January 12*
Name & Title

FOR ACTION [X] FOR INFORMATION [ ] File No. _____

TO: CITY COUNCIL [ ] (OR) *Legislation Committee* [ ]
Committee

SUBJECT

1988 Canadian Masters Marathon Championship

RECOMMENDATION

That the City of Hamilton endorse the 1988 Canadian Masters Marathon Championship which will be held in Hamilton.

NOTE: *Support for this event will be similar to that given for the 1987 Hamilton Marathon.*

BACKGROUND



25 Main Street West,
Suite 2220,
Hamilton, Ontario L8P 1H
(416) 522-8005

January 4, 1988.

The Legislation Committee
City of Hamilton

Attention: Alderman Don Ross.

Dear Alderman Ross:

The 1987 Hamilton Marathon was a great success with over 1000 runners coming to Hamilton from all parts of Ontario and the US. Last year also saw success in hosting the Ontario Wheelchair Championships to the extent that Hamilton has again received the bid to host their event for 1988. Further we have just received word that Hamilton will host the Canadian Masters Marathon Championship for 1988.

Our planning is well under way and at this time I would like to request support from the City of Hamilton through the legislation committee. The support required will be basically the same as received in the past with assistance from Parks and Recreation, Public Works and the City Clerk's office. This support was coordinated by Steve Dembe who again has indicated he would facilitate.

Looking forward to our 1988 event and continuing our efforts to make Hamilton "the running capital of Canada."

Sincerely,

Laurence Hewick, Ph.D.
Chairman, Organizing Committee.

136

F O R A C T I O N

FROM Mr. E. A. Simpson, City Clerk DATE 1988 January 20

TO Legislation Committee Refer To File No. _____

Attention Of _____

Your File No. _____

SUBJECT

Municipal Election Day

RECOMMENDATION

That the Minister of Municipal Affairs be requested to amend the Municipal Elections Act to provide for Election Day to be held on the second Tuesday in November, instead of the second Monday in November as currently legislated.

BACKGROUND

The administration of Municipal Elections in Hamilton requires the hiring of over 1300 Deputy Returning Officers, Poll Clerks and Demonstration Clerks to work Election Day. The weekend immediately prior to Election day sees a great number of these workers cancelling for various reasons and it is often very difficult to contact the poll staff on stand-by in time to open the polls, as required by law which up till now has been 11:00 a.m.

Changes to be introduced in the Ontario Legislature will make the polling hours 10:00 a.m. to 8:00 p.m., which will shorten the time period to obtain replacement staff by half and compound an already existing problem.

With a Tuesday Election Day, an entire working day is available to obtain suitable replacement poll staff and ensure that all polls open on time.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
Department of Engineering
71 Main Street West, Hamilton, Ont. L8N 3T4 (416) 526-4170

14

RECEIVED
JAN 25 1988
CITY CLERKS

ID 0788D(40)

January 20, 1988

Refer to File No. T119-20
Attention of L. Franco
Your File No

Mr. Chairman and Members
Legislation and Reception Committee

Commemorative Plaque - Thomas B. McQuesten High Level Bridge

Members of the Committee:

Origin

Regional Council at its meeting of January 19, 1988, approved of the following:

> That arrangements be made for the official opening of the Thomas B. McQuesten High Level Bridge, together with the appropriate plaque, by the Engineering Services Committee.

Analysis

The Engineering Services Committee approved of the proposed plaque as shown on the attached plan.

Regional Policy states that if there are any special circumstances which merit the inclusion of additional names other than Regional Councillors, this will be reviewed by your Committee.

The Engineering Services Committee suggests that the Honourable E. Fulton, Minister of Transportation, the Honourable L. Munro, Ministry of Culture and Communications, the City of Hamilton and the Ontario Heritage Foundation be included on this plan because of their financial contributions.

Would you kindly advise if this plaque meets with your approval.

L. Franco, Secretary
Engineering Services Committee

:cd
Attach. (Plan)

cc: Wm. Sears, Regional Chairman
cc: Wm. McM. Carson, C.A.O.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

THE THOMAS B. McQUESTON HIGH LEVEL BRIDGE RESTORATION

A project in Co-operation with

The Ministry of Transportation – The Hon. Ed Fulton, Minister

The Ministry of Culture and Communications - The Hon. Lily Munro, Minister

The City of Hamilton and The Ontario Heritage Foundation

WM. L. SEARS, P.ENG., REGIONAL CHAIRMAN

R. MORROW, MAYOR

ENGINEERING SEVICES COMMITTEE

Councillor R. Wheeler, Chairman

Councillor T. Murray, Vice Chairman

REGIONAL COUNCILLORS

R.E. Wade
A. Sloat
M.A. Seldon
J. Addison
J. A. Smith
C. J. Robb

H. Bell
G. Etherington
S. Napper
J. Barlow
T. Cooke
M. Kiss

V. Agro
W. McCulloch
P. Valeriano
B. Hinkley
G. Copps
D. Christopherson

J. Smith
P. Cowell
J Gallagher
H. Merling
D. Ross
D. AGOSTINO

W.M.M. CARSON
CHIEF ADMINISTRATIVE OFFICER

DELCAN CONSULTING ENGINEERS
Consultant

1987

J.R.G. LEACH
COMMISSIONER OF ENGINEERING

DUFFERIN CONSTRUCTION COMPANY
Contractor

15.

MEMORANDUM • CITY OF HAMILTON

RECEIVED
JAN 28 1988
CITY CLERKS

TO : Chairman and Members
Licensing Committee
Attn: Mr. S. J. Dembe
Secretary

YOUR FILE:

FROM : Philip R. A. Hooker
City Solicitor's Office

OUR FILE : 130-37.11

SUBJECT : Taxi Schedule Amendments to Licensing By-law

DATE : 1988 January 28

Your Chairman, Alderman P. Valeriano, has indicated to me that the taxi schedule amendments to the Licensing By-law should be completed as soon as possible.

He also indicated that Mr. P. M. Eker had done considerable work on that project and also suggested that he should be retained to complete it.

I agree and so recommend to your Committee.

Mr. Eker will forward his account in due course.

K. A. Rouff
City Solicitor

KAR:sr

c.c. Alderman P. Valeriano

c.c. Mr. P. M. Eker
404 - 33 Robinson Street
Hamilton, Ontario
L8P 1Y8

MEMORANDUM • CITY OF HAMILTON

TO : Chairman and Members
Legislation Committee.
Attention: Mrs. S. Reeder,
Secretary.

YOUR FILE:

FROM : K. A. Rouff,
City Solicitor.

OUR FILE : 40-114.

SUBJECT : Second Level Lodging House By-law

DATE : 1988 January 14

Alderman Christopherson has advised that Mr. Paul Eker, formerly of this Department, is prepared to complete the work on the above by-law. I agree that Mr. Eker is emminently qualified to complete this matter, and hereby so recommend for your Committee's approval.

Mr. Eker in due course will submit his account.

K. A. Rouff,
City Solicitor.

KAR:mk

c.c. Mr. P. Eker,
404 - 33 Robinson Street,
Hamilton, Ontario.
L8P 1Y8

c.c. Alderman D. Christopherson

c.c. Mr. L. Sage, Chief Administrative Officer

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

CA4 ON HBL A
CS1L2
1988

1988 February 11th

URBAN MUNICIPAL
FEB 15 1988
GOVERNMENT DOCUMENTS

NOTICE OF MEETING

Legislation Committee
Monday, 1988 February 15th
10:30 o'clock a.m.
Room 233, City Hall

Susan K. Reeder.

Mrs. Susan K. Reeder
Secretary

AGENDA

1. Minutes of the meeting held Monday, 1988 January 18th.

MAYOR MORROW

2. Correspondence - (RAM) - Residents against Mailboxes.

CITY TREASURER

3. Account #0322-0541 - Sales Tax on Printing and Supplies.

CITY CLERK

4. (a) Flag - Estonian Independence Celebration.

   (b) Use of City Hall Facilities - The Kidney Foundation.

RESOLUTIONS

5. (a) City of Hamilton - Sunday Retail Store Hours.

(b) City of York - Tax Deductibility for Campaign Contributions and Fund Raising Events.

DELEGATIONS

11:ØØ o'clock a.m.

A.) Hamilton Construction Association re: By-Law 84-71 and 87-325 respecting Building Exterior Cleaners.

(i) Report - Building Commissioner.

11:15 o'clock a.m.

B.) Hamilton Farmer's Stallholders Association re: reinstatement of Market Sub-Committee (no copy).

11:3Ø o'clock a.m.

C.) Mr. E. Dodds, Heraldic Artist re: City of Hamilton lapel crests for the specific use of elected officials (no copy).

6. Other Business.

7. Adjournment.

Monday, 1988 February Ø1
1Ø:3Ø o'clock a.m.
Room 233, City Hall

The Legislation Committee met:

There were present: Alderman V. Agro, Chairman
Alderman D. Christopherson, Vice-Chairman
Mayor Robert M. Morrow
Alderman R. Wheeler
Alderman P. Valeriano
Alderman P. Cowell
Alderman J. Gallagher
Alderman T. Murray

Regrets: Alderman M. Kiss - Vacation

Also present: Alderman G. Copps
Alderman D. Agostino
Mr. L. Sage, Chief Administrative Officer
Mr. R. Hammel, Treasury Department
Mr. B. Underhill, Treasury Department
Mr. K. Avery, Deputy City Clerk
Mr. P. Hooker, Solicitor's Department
Mr. B. Underhill, H.S.P.C.A.
Mrs. S. K. Reeder, Secretary

Minutes - 1988 January 18.

The Committee was in receipt of their minutes of their meeting held Monday, 1988 January 18th and agreed to **APPROVE** these minutes.

Sales Tax on Printing and Supplies

The Committee was in receipt of a report from the City Treasurer dated 1988, January 12th respecting Account No. Ø322-Ø541 - Sales Tax on Printing and Supplies.

General discussion ensued on this matter and concern was expressed at the amount of tax that was being paid on Printing and Supplies.

Mr. Bob Underhill of the Treasury Department reported on this matter.

The Committee then agreed that this matter be referred to the City Treasurer for a report back with a recommendation for the Committee on this matter.

NOTE: It was indicated that the Treasury Department should contact the F.C.M. office to determine whether the Association plans to take a position on this matter.

Ministry of Municipal Affairs - Correspondence

The Committee was in receipt of correspondence forwarded to them from the Mayor's office from the Ministry of Municipal Affairs.

This material respected information on Municipal Education and Training as well as information on upcoming seminars. Concern was expressed by the Members of the Committee that the seminars being offered within Ontario do not use Hamilton as one of the locations.

-Seminar location and content

Alderman Christopherson advised that he had attended a seminar similar to those mentioned last year. He advised that he was disappointed with the seminar as it geared itself towards councillors of small municipalities and did not address the concerns faced by politicians from larger municipalities. He suggested that Hamilton should work with the A.M.O. Big Cities Caucus and with the Ministry in order to try to hold similar types of seminars which would be relevant to politicians from large municipalities.

- Hamilton field office

Discussion also ensued on why there is not a field office for the Ministry of Municipal Affairs in Hamilton. Mayor Morrow indicated that the field office which serves Hamilton is located in Cambridge.

- Ministry Survey

Following further discussion it was then moved by the Mayor, seconded by Alderman Valeriano and carried that the Mayor advise Mr. Ron Farrow, Director, Municipal Education and Training Secretariat of the Ministry of Municipal Affairs that the City of Hamilton would be pleased to assist them with the survey on the needs of Municipal Practitioners.

- Seminar attendance

It was further moved by the Mayor, seconded by Alderman Gallagher and carried to **APPROVE** the following recommendation:

> "That the Chairman of the Legislation Committee, or his designate, be authorized to attend a Municipal Seminar sponsored by the Ministry of Municipal Affairs, through the Municipal Education and Training Secretariat and Field Services Branch.
>
> NOTE: Several dates and locations are available for attendance at this Seminar".

It was moved by the Mayor, seconded by Alderman Gallagher and carried:

> "That the Mayor contact the Ministry of Municipal Affairs to express concern that the City of Hamilton is not listed and is not being used as one of the locations for the Municipal Seminars being sponsored by the Ministry".

It was moved by the Mayor, seconded by Alderman Gallagher and carried:

> "That discussions be held by the Mayor with appropriate persons on the feasibility of having a field office for the Ministry of Municipal Affairs locate in Hamilton".

International Great Lakes/ St. Lawrence Mayor's Conference

The Committee was in receipt of correspondence forwarded to them from the Mayor from the International Great Lakes/St. Lawrence Mayor's Conference. The Mayor advised that he and Alderman McCulloch would like to attend this conference.

It was moved by Alderman Valeriano, seconded by Alderman Christopherson and carried to **APPROVE** the following recommendation:

> "That Mayor Morrow and Alderman W. McCulloch be authorized to attend the Second Annual International Great Lakes/St. Lawrence Mayor's Conference to be held in Duluth, Minnesota on 1988 May 17-19".

1988 National Folk Arts Conference

The Committee was in receipt of correspondence forwarded to them from the Mayor respecting the 1988 National Folk Arts Conference to be held 1988 March 4, 5 and 6 in Winnipeg, Manitoba.

The Mayor advised that Alderman Agostino had expressed an interest in attending this. General discussion ensued on this matter and it was indicated that Mr. Digby Banting of the Folk Arts Council will be attending this conference.

The Committee then agreed that Mr. Banting be requested to report back to the Legislation Committee on this conference.

Posters on Bell and Hydro poles - anti-education dance advertisements

The Committee was in receipt of information forwarded to them by Alderman Cowell respecting posters on Bell and Hydro poles. It was indicated in this material that organizations are advertising dances with an anti-education emphasis on Bell and Hydro poles.

General discussion ensued on this matter and Mr. P. Hooker of the Solicitor's Department was asked to comment on the current legislation respecting this matter.

Mr. Hooker advised the Committee that the Streets By-Law prohibits sign posting but that few charges have been laid. He advised that posting must be witnessed, name and address of the person obtained in order for a charge to be laid. He further added that a portion of the By-Law does make the organization responsible for the posting of their advertisements, however he added that this Section has not yet been challenged. He further indicated to the Committee that exemption from this section applies to Real Estate Signs and Campaign Signs.

Following further discussion on this matter it was moved by Alderman Cowell, seconded by Alderman Valeriano and carried that Mr. P. Hooker of the Solicitor's Department compile a report on possible ways of strengthening the Streets By-Law to ensure that organizations are responsible for advertisements posted in the City and that this report be forwarded to the Transport and Environment Committee for consideration.

Appreciation Dinner - Hamilton Minor Hockey Council

The Committee was in receipt of a report from the Parks and Recreation Committee dated 1988, January 13 respecting an Appreciation Dinner for the Hamilton Minor Hockey Council.

The Committee then **APPROVED** the following recommendation:

> "That the City of Hamilton host an Appreciation Dinner for the members of the Hamilton Minor Hockey Council at a maximum amount of $1,000. (Account #0373-1003-Special Receptions and Dignitaries Hosting).
>
> **NOTE:** City Council at their meeting held 1988 January 12th approved the recommendation of the Parks and Recreation Committee to host an Appreciation Dinner for the Hamilton Minor Hockey Council.
>
> The Legislation Committee at their meeting held 1988 February 1 subsequently approved the funding for this event.

Procedural By-Law - Proposed Amendment

The Committee was in receipt of a report from the Chief Administrative Officer dated 1988 January 11 respecting Procedural By-Law - Proposed Amendment.

Alderman Christopherson raised objections to this report and indicated that the aspects of "Personnel Matters" were to be defined and listed in order that this matter could be discussed. He expressed frustration that this was not done and that instead the Chief Administrative Officer has sent back the same recommendation that was before the Committee at their last meeting.

Mr. Sage pointed to the report from the Human Resources Department contained within his report which outlines the examples of Personnel Matters.

Following general discussion on this matter the Committee agreed that this matter should be referred back to the C.A.O. for a report on the listing of those reasons contained under the definition of "Personnel Matters" for which Committees may wish to go in camera. It was also requested that input from various Departments be considered for this compiling of a list of these matters.

Civic Awards Policy

The Committee was in receipt of the Civic Award Policy pertaining to the granting of awards. This material was forwarded to them as a result of their direction from the last meeting.

General discussion ensued on this and who is receiving Civic awards and the cost that is being generated on this policy.

The Committee then APPROVED the following recommendation:

> "That a Task Force, under the Chairmanship of Alderman V. Agro, be set up to review the City's policy with respect to the granting of Civic awards.
>
> NOTE: Alderman Murray, Mayor Morrow and Alderman Wheeler expressed their interest in being a part of this Task Force".

Civic Awards - Steel City Riders Motorcycle Club

The Committee was in receipt of a report from the City Clerk dated 1988, January 12th regarding Civic Awards for Members of the Steel City Riders Motorcycle Club.

Moved by Alderman Valeriano, seconded by the Mayor and carried to APPROVE the following recommendation:

> "That Civic Awards be approved for the following members of the Steel City Riders of Hamilton in recognition of their achievement in winning National Championships:

(a)	Larry Bastedo	Enduros Champion Super Veteran	Gold Ring
(b)	Cam Whiffing	Enduros Champion 250 Expert	Ruby Insert
(c)	Jim Cunningham	Enduros Champion Veteran	Gold Ring
(d)	Steve Bulyovsky	Motocross Champion 125, 250, 500 Junior & 125, 250, 500 Senior	Diamond and Ruby Insert
(e)	Frank Cassady	1986 Enduro Champion Veteran	Gold Ring".
(f)	Elmo Rutnik	1986 Hare Scrambles Champion-Senior Class".	Gold Ring

Civic Award - Chad Cole

The Committee was in receipt of a report from the City Clerk dated 1988, January 11th respecting a Civic Award.

The Committee then APPROVED the following recommendation:

> "That a civic silver pin be awarded to Mr. Chad Cole in recognition of his recent win of the Ontario portion of the NFL Super Bowling Championships held at the Hamilton Mountain Bowl on 1987 November 21".

Alderman Wheeler opposed.

Use of City Hall Facilities - World Day of Prayer

The Committee was in receipt of a report from the City Clerk dated 1988, January 12th respecting the use of City Hall facilities by the World Day of Prayer.

The Committee APPROVED the following recommendation:

"That the request from Christ's Church Cathedral for the following arrangements in connection with the World Day of Prayer Ceremonies to be held at noon on Friday, 1988 March 4 be approved.

(a) Use of the Council Chambers for the ceremonies to be held at 12:00 noon until approximately 1:30 o'clock p.m.

(b) Providing coffee and tea for a reception to be held in Room 219 following the Ceremonies.

NOTE: Funding for this expenditure to be charged to Account No. 0373-1002 (Receptions - City Hall).

Use of City Hall Facilities - Polish Independence Day

The Committee was in receipt of a report from the City Clerk dated 1988, January 11th respecting the use of City Hall facilities for the Polish Independence Day.

The Committee APPROVED the following:

"That the request of the Canadian Polish Congress, Hamilton District, for the use of the following City Hall facilities on Wednesday, 1988 May 4, be approved:

(a) Use of the City Hall Council Chambers from approximately 6:00 o'clock p.m. to 8:00 o'clock p.m.

(b) Permission to fly the Polish National Flag (white over red)".

Parking privileges for community events at City Hall

Discussion ensued on providing parking privileges at the City Hall Parking Lots for those events such as Polish Independence Day, Latvian Independence Day, etc. which hold their events at City Hall in the evenings or during week ends. The Committee then directed that a report be obtained from the Parking Authority on this possibility.

Use of City Hall Facilities - E.A.P. Council

The Committee was in receipt of a report from the City Clerk dated 1988, January 28th respecting the use of City Hall facilities by the Employee Assistance Programme Council of Hamilton-Wentworth.

The Committee APPROVED the following recommendation:

"That the request of the Employee Assistance Programme Council of Hamilton-Wentworth to use the City Hall Council Chambers for their seventh Annual Meeting on Wednesday, 1988 June 1 from 1:30 - 4:00 p.m. BE APPROVED".

Lift Bridge Display

The Committee was in receipt of a report from the City Clerk dated 1988, January 14th respecting the display of a lift bridge model at City Hall.

The Committee then APPROVED the following recommendation:

"That the request of Mr. Norman Smee of Hamilton to display a working model of a lift bridge structure in the City Hall foyer for a two week period BE APPROVED".

Resolution - Township of Peel - Waste Disposal

The Committee was in receipt of a resolution from the Township of Peel with respect to Waste Disposal.

The Committee agreed that this resolution should be referred to the Regional Engineering Committee.

Resolution - City of Niagara Falls - Percentage Mix of Rent Geared to Income Tenants in Non-Profit Housing Projects.

The Committee was in receipt of a resolution from the City of Niagara Falls respecting the Percentage Mix of Rent Geared to Income Tenants in Non-Profit Housing Projects. Also submitted to the Committee on this matter was a report from Mrs. Campbell, General Manager, Municipal Non-Profit (Hamilton) Housing Corporation advising that the Executive Committee of the Corporation does not support the Niagara Falls resolution.

Following discussion on this matter the Legislation Committee agreed to **RECEIVE** the resolution from the City of Niagara Falls.

H.S.P.C.A. - length of dog leashes.

The Committee was in receipt of a report from the H.S.P.C.A. dated 1988, January 18th respecting an amendment to the City of Hamilton By-Law 85-148 respecting the length of dog leashes.

Discussion ensued on the reasons for this length and it was then moved by Alderman Murray, seconded by Alderman Christopherson and carried to **APPROVE** the following recommendation:

> "That the City Solicitor be authorized and directed to amend By-Law 85-248 to include a definition of a dog leash such that the length does not exceed 15 feet.
>
> **NOTE:** At present there is no defined limit to the length of a leash, and complaints have been received with regard to people in parks with dogs on 50 foot leashes. As the By-Law is presently constructed these people are within the law.

Alderman Gallagher opposed.

Resolutions - Sunday Retail Store Hours

The Committee was in receipt of resolutions from the City of Kitchener, City of Waterloo, City of Toronto, Canadian Retail Hardware Association and the Township of Cumberland respecting Sunday Retail Store Hours. These resolutions all expressed opposition to the Province delegating authority for regulating Sunday shopping to Municipalities. Two of these recommendations also expressed opposition to allowing Sunday shopping.

The Committee discussed this matter in great detail and agreed to **RECEIVE** the above noted resolutions.

The Committee further directed that a Resolution be complied for their consideration at their next meeting on a stand to be taken by the City of Hamilton on the Sunday Store Hours issue. The Committee indicated that they would take a stand against the Province delegating the responsibility for Sunday Shopping Hours to the Municipalities.

Bill C-54 - An Act to Amend the Criminal Code.

The Committee was in receipt of correspondence from the Chairperson of the Hamilton Public Library Board respecting Bill C-54 - An Act to Amend the Criminal Code.

Alderman Christopherson spoke to the Committee on this matter and advised that the Library Board is requesting that City Council endorse their letter to the Ministry of Justice with respect to the above-noted Bill.

Moved by Alderman Christopherson, seconded by Alderman Murray and carried to **APPROVE** the following recommendation:

> "That the City of Hamilton endorse the Hamilton Public Library's Board Letter to The Honourable Ray Hnatyshyn, Minister of Justice, attached herewith and marked **APPENDIX "A"**, respecting Bill C-54 - An Act to Amend the Criminal Code".

Mandate - French Sub-Committee

The Committee was in receipt of a report from the French Sub-Committee dated 1987, December 31 respecting their mandate.

The Committee then **APPROVED** the following recommendation:

"The French Sub-Committee will provide a liaison between the City of Hamilton and the francophone community.

- To affirm the presence of the francophone community within the City of Hamilton;

- To assist the francophone community to participate in those aspects of municipal affairs directly related to the concerns of the francophone community;

- To work with the community toward extending the availability of French language services within the City of Hamilton, with priorities recommended by the French Sub-Committee".

1988 Amstel Light Hamilton Marathon

The Committee was in receipt of a report from the City Clerk dated 1988, January 12th respecting the 1988 Amstel Light Hamilton Marathon.

Moved by Alderman Wheeler, seconded by Alderman Murray and carried to **APPROVE** the following recommendation:

"That the City of Hamilton endorse the 1988 Amstel Light Hamilton Marathon which will be held in Hamilton.

NOTE: Support for this event will be similar to that given for the 1987 Hamilton Marathon".

Municipal Election Day

The Committee was in receipt of a report from the City Clerk dated 1988, January 20th regarding Municipal Election Day.

The Committee then **APPROVED** the following recommendation:

"That the Minister of Municipal Affairs be requested to amend the Municipal Elections Act to provide for Election Day to be held on the second Tuesday in November, instead of the second Monday in November as currently legislated.

NOTE: With the Tuesday Election Day, an entire working day is available to obtain suitable replacement poll staff and ensure that all polls open on time.

Mr. P. Eker - contract - completion of by-law work

The Committee was in receipt of correspondence from the City Solicitor's Office dated 1988, January 14th and 1988, January 28th regarding the retaining of Mr. Paul Eker, Solicitor, for completion of work on the Taxi Schedule Amendments to the Licencing By-Law and the Second Level Lodging House By-Law.

The Committee **APPROVED** the following:

"That Mr. P. M. Eker, Solicitor, be retained on a contract basis for the purpose of completing work on the Taxi Schedule Amendments to the Licencing By-Law and the Second Level Lodging House By-Law.

NOTE: Costs for this work will be charged to Account #0325-0156 (Legal Consultants) within the City Solicitor's Office Budget".

Use of City Hall Facilities - Lithuanian Independence Day.

The Committee was in receipt of a request from the President of the Lithuanian Canadian Community, Hamilton Branch, for the use of City Hall facilities with respect to their Lithuanian Independence Day celebrations.

The Committee APPROVED the following recommendation:

"That the request of the Lithuanian Canadian Community, Hamilton Branch, to use the following City Hall facilities for the purpose of commemorating the 70th Anniversary of Lithuanian Independence be approved:

(a) Use of the City Hall Council Chambers on Sunday, 1988 February 21st.

(b) Flying the Lithuanian flag from Tuesday, 1988 February 16th to Sunday, 1988 February 21st inclusive".

Second Level Lodging House Administrative Committee.

The Committee was in receipt of a request from Alderman D. Christopherson dated 1988, January 28th regarding the establishment of a Second Level Lodging House Administrative Committee.

The Committee APPROVED the following recommendation:

"That a Second Level Lodging House Administrative Committee be set up to deal with all aspects of administration and enforcement matters related to the industry".

Adjournment.

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN V. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

Susan K. Reeder, Secretary
1988 February 1

cc. Mrs. Susan Reeder, Secretary - Legislation Committee - from Mayor Bob Morrow
Jan. 26th, 1988

RAM

JAN 25 1988

2.

RESIDENTS AGAINST MAILBOXES

52 Addington Square,
Unionville, Ontario.
L3R 7N1

(416) 475-9928 (416) 475-9736

January 18, 1988.

Mr. R. Morrow,
Mayor,
City of Hamilton,
71 Main Street West,
Hamilton, Ontario.
L8N 3T4

Your Worship:

Attached you will find a copy of a resolution adopted by the Legislature of the Province of Ontario on December 10, 1987 which calls upon the Government of Canada to direct the Canada Post Corporation to abandon the Supermailbox program as the method by which mail is delivered to Canadian homes in recently-built urban subdivisions. A copy of **Hansard** which reports the debate on this resolution is also attached.

Residents Against Mailboxes (governing by-laws are enclosed for your information) initiated and promoted the passage of this motion which was introduced by Mr. Don Cousens, MPP-Markham. The thrust of the motion is consistent with the position of the Association of Municipalities of Ontario and those already taken by many municipalities individually.

RAM respectfully requests that the Council of your municipality lend its support to this motion by passing it at one of its meetings in its reiterated form. We also ask that upon its passage, your adoption of the

reiterated resolution be communicated to the Prime Minister of Canada, Members of Parliament whose constituencies fall within the boundaries of your municipality, the Honourable John Turner, the Honourable Ed Broadbent, the Association of Municipalities of Ontario and to Residents Against Mailboxes at the address which appears above. We urge you to inform your local media of the action taken.

Secondly, we respectfully request that your Council consider making a contribution of $300.00 to Residents Against Mailboxes towards assisting us in our campaign to have home mail delivery restored within all urban communities in this country.

A similar letter is being sent to all Mayors of Ontario municipalities with populations of 25,000 residents or more.

Thank you for your consideration in this matter and for the support we look forward to receiving.

Yours truly,

Anne Derrett
Spokesperson

PRIVATE MEMBERS' MOTIONS

1. *Ms Bryden*—Resolution—That, in the opinion of this House, recognizing that huge rent increases year after year are constituting a threat to the competitiveness and survival of retail business in commercial strips serving residential neighbourhoods, the Government of Ontario should introduce legislation as soon as possible to regulate the rents for such business establishments in order to provide those businesses with protection from gouging landlords comparable to the protection given to tenants of residential rental premises under the Residential Rent Regulation Act, 1986.

2. *Ms Bryden*—Resolution—That, in the opinion of this House, recognizing that part-time workers in both the public and private sector are discriminated against by the denial of many benefits and rights provided to other workers in the same establishment, a charter of rights for part-time workers should be added to both the Employment Standards Act and the Labour Relations Act to provide pro rata benefits and collective bargaining rights to such workers and that they be made eligible for severance pay and retraining and readjustment programs provided for other workers displaced by technological change in the same establishment.

4. *Mr Morin-Strom*—Resolution—That, in the opinion of this House, recognizing the importance of the TransCanada Highway to our nation and to our province, the government of Ontario should upgrade the TransCanada Highway to a modern four-lane system through Northern Ontario to the Manitoba border, and that the government should immediately commence design and schedule construction to ensure completion across Northern Ontario by 1997.

7. *Mr Ray* (Windsor-Walkerville)—Resolution—That, in the opinion of this House, the Government of Ontario should amend the Insurance Act, R.S.O. 1980, to regulate pre-paid premiums for motor vehicle liability insurance policies to provide that premiums are held in trust for the insured until earned, and interest earned on the trust funds, until transferred from trust, would be paid to the insured.

8. *Mr Cousens*—Resolution—That, in the opinion of this House, recognizing that the Government of Canada's supermailbox program has created second class citizens of many Ontario urban dwellers, this Legislature strongly urges the Government of Canada to direct the Canada Post Corporation to:—

   1. immediately abandon its supermailbox program;

   2. halt all projected installations of supermailboxes;

   3. remove all supermailboxes at existing sites and to relandscape the area they occupied;

   4. restore home delivery to all affected residences;

   and that this resolution be forwarded to the Parliament of Canada.

MPPs urge equal postal service by ending 'supermailbox' plan

TORONTO STAR - FRIDAY, DECEMBER 11/87 - PAGE 2

Queen's Park has gone on record as opposing the post office's policy of not extending door-to-door mail delivery to new suburbs.

The Legislature yesterday passed a resolution urging the federal government and Canada Post to abandon its "supermailbox" program and restore equality in mail service.

Only two Tory MPPs voted against the motion sponsored by Markham MPP Don Cousens. The tally was 57-2.

Canada Post has adopted a policy of using the group boxes for all new suburban addresses, and wants to eventually replace country mail routes with boxes at major intersections. Polls show that 93.4 per cent of those using supermailboxes are satisfied with them, postal spokesmen say.

But critics say supermailboxes create two classes of urban dwellers — those with home mail delivery and those without.

The boxes are particularly inconvenient for disabled people and seniors, Cousens said. He wants the federal government to set up a special "third party review board" similar to the Canadian Radio-television and Telecommunications Commission (CRTC) to monitor complaints against the post office.

'Political price'

Liberal MPP Norah Stoner (Durham West) said the mailbox controversy is "the number one issue in suburban areas." And Mike Farnan, a New Democrat from Cambridge, said the Tory government in Ottawa would "pay the political price" if mail delivery is not extended.

Representatives of RAM (Residents Against Mailboxes) told a news conference that opposition to the system is explosive enough "to make a difference in a federal election."

There are 180,000 people living in new homes in suburban Metro who do not get mail delivered to their doors, said RAM organizer Andre Foucault.

Provincial MPPs have supported the protest, and RAM "has had strong support from the federal opposition party leaders and their caucuses who both promised to make this a major issue in the next federal election," said RAM co-founder Anne Derrett.

Copies of yesterday's legislative resolution will be sent to all municipalities in Ontario with more than 25,000 residents, asking councils to pass similar motions and send them to the federal government.

But a post office spokesman said the supermailbox program will reduce letter carrier costs by $30 a year for each address. If the boxes are serviced by a non-unionized contractor, the savings would be $78 per address.

Ontario

No. 21

Hansard
Official Report of Debates
Legislative Assembly of Ontario

First Session, 34th Parliament
Thursday, December 10, 1987

Speaker: Honourable Hugh A. Edighoffer
Clerk of the House: Claude L. DesRosiers

Published by the Legislative Assembly of Ontario
Editor of Debates: Peter Brannan

encouraged the minister to take this approach for many years. It is something we have to look at.

Apparently, the minister has concurred that the two facilities in London, one adjacent to Victoria Hospital and one in the 3M plants, are quite safe. Both were passed by the minister as being environmentally safe, and he maintains they do have a safe reputation and are adequate for the purpose.

I am simply saying that if we could concentrate our resources on designing and developing an energy-from-waste facility that is safe, then that is the direction we should be going, because the farming community is getting tired of paying the price for this inaction of the government and being forced to accept another landfill site to satisfy the garbage disposal problems of our cities, and this includes the lakeshore area of this city. It is time the people in the cities realize that rural Ontario is not a garbage disposal area for the rest of the province.

I would encourage this House to encourage the minister to take a lead in developing energy-from-waste facilities that are safe and satisfactory.

Mrs. Grier: I would like to thank the members for their thoughtful contributions to this debate and for the support they have indicated for the bill. I think we have laid a good foundation for a much more detailed discussion in committee of some of the concerns that have been raised.

I want to say to the member for Wellington (Mr. J. M. Johnson) that farmers are people and environmentalists too. They share the same concern of many people in the cities about what we are doing to our environment. I think his emphasis on the problems of the disposal of municipal waste is a classic case of where the kinds of rights and principles enshrined in my bill would be of great advantage to the agricultural community when waste facilities are suggested for their backyards. I really question whether his colleague the member for Mississauga South is as enthusiastic as he is for an energy-from-waste facility if it is going to be in Brampton, but I guess those are problems we all have within our respective caucuses.

I would like to thank the member for Mississauga South for her reminder that the select committee on the environment was a very useful committee of this Legislature, and I share her hope that it certainly can be convened and allowed to get on with the other tasks that it had identified.

The member for York East, I think, makes some very valid points about the need for clarification of the definition and the definitions of standing within the legislation, and that, of course, is precisely what I hope would occur when we get to committee and have an opportunity to dissect and discuss the bill in detail.

She mentioned that the Ministry of the Attorney General was developing a progressive policy for intervener funding and that that particular section of my bill would be redundant. The member for Hamilton Mountain (Mr. Charlton), I think, adequately dealt with the long delay in that progressive policy being produced. I hope that the member for York East will add her voice to ours in persuading the Attorney General that perhaps the principles of intervener funding which he himself espoused when he was counsel to the Mackenzie Valley Pipeline Inquiry would be very adequately translated to Ontario and could form the basis for his thoughtful and progressive policy, which no longer needs to be delayed at all.

With respect to the comment that many of the elements of this bill already exist in other pieces of legislation, I acknowledge that that is the case, but one of the points I want to make is that if citizens are truly to participate, or if laypeople and not lawyers are to participate in protecting the environment and if they are to play their role in the various commissions and hearings that are established, then the most basic tool they need is to find in one place, in one piece of legislation, all the rights and privileges to which they are entitled in this province. The very fact of fragmentation across a number of pieces of legislation inhibits people's full participation in what people in this province want to do, which is to establish for themselves that they are entitled to the clean air and clean water we all hope they will one day have and that an environmental bill of rights would entitle them to. I look forward to the debate in committee.

1100

SUPERMAILBOXES

Mr. Cousens moved resolution 8:

That, in the opinion of this House, recognizing that the government of Canada's supermailbox program has created second-class citizens of many Ontario urban dwellers, this Legislature strongly urges the government of Canada to direct the Canada Post Corp. to: (1) immediately abandon its supermailbox program; (2) halt all projected installations of supermailboxes; (3) remove all supermailboxes at existing sites and to relandscape the area they occupied; (4) restore home delivery to all affected residences; and that

this resolution be forwarded to the Parliament of Canada.

Mr. Cousens: Post office bashing is becoming Canada's national pastime and, indeed, what we are talking about today is part of that whole debate and discussion.

As the MPP for Markham, I strongly support many of the federal initiatives that are going on from Ottawa. I am a strong supporter of the free trade discussions; a strong supporter of the deficit reduction of the federal government. I believe what it has done in child care initiatives in this last couple of weeks is also very progressive.

However, when I disagree with federal government initiatives, I am prepared to stand up and at least make my voice known. Among those things is the Meech Lake accord, about which I have strongly presented my views in this House. I am concerned that Toronto was not selected as one of the financial centres of this country and I am also very concerned with the direction of the post office.

I did not envy Mr. Mulroney when he took office. He went to an office after Pierre Elliott Trudeau had been there a few years and had left the place in a shambles. That is unlike the Premier (Mr. Peterson), in that when he came to office, the kitchen cupboards were full and he has not had anything like the problems the federal Conservatives have had by comparison.

We have to put a few facts on the table before we start dealing with this issue. I understand that this is not a provincial issue and the motion is very carefully worded so that it respects the federal jurisdiction. Yet during the recent election campaign very many of my constituents were interested in knowing my position. Inasmuch as I strongly concurred with the feelings that they had, though I am not able to do more than I am doing this morning it at least expresses the large, broadly felt feelings of the people from my riding.

Also, in context, I would like to table the concerns I have that the federal government has to reduce costs, government spending. These are honourable intentions, and I would like to see all governments continue to try to have a balanced budget. We all must do what we can in order to achieve that goal. The aim of the federal government to reduce costs is indeed an honourable one.

None the less, there are many problems with the supermailbox. The supermailbox is one of a number of different methods used to distribute mail in this country. Door-to-door service represents 55 per cent of what the Canada Post Corp. does; centralized points represents 13 per cent, group mailboxes or supermailboxes represent six per cent as a national average, rural route services represent seven per cent and general delivery four per cent.

I know that other jurisdictions, France, Sweden and United States, are finding that door-to-door delivery is not a service that can be widely extended, especially in a cost-effective and affordable manner. Other jurisdictions are looking for ways of reducing those costs.

The town of Markham has all types of the services that are offered by the federal government, but instead of the six per cent national average of those who receive supermailbox or group mailbox services, close to 25 per cent of the residents of Markham receive service through the supermailbox. In other words, 15,000 households have supermailbox availability. South York region is increasingly served by this kind of delivery.

I must go on record, along with the communities I represent, as saying that we are outraged by this form of delivery. We have in the members' gallery a few leading citizens, representatives of my community, who have formed a group known as RAM, Residents Against Mailboxes. Mrs. Anne Derrett from Markham and André Foucault and his wife, also of Markham, have been very diligent in trying to draw the community together on this issue.

They have had a door-to-door canvass, they have raised money locally, they have met with all levels of government and, indeed, they are concerned that they and we are being being treated as second-class citizens when we do not have home delivery. I am pleased they are here and I am pleased they are able to have the freedom to speak their minds on this issue.

The outrage extends into some 40 different communities across this country, communities that have taken a position opposing supermailboxes. Included in those groups is the town of Markham, my own community, as well as the region of York, both of which are on record as saying they are concerned and they do not like it. The outrage can continue if this House can endorse this motion today.

Why oppose the supermailbox program? I have five reasons why I would like to have this House consider the motion extremely valid, and there are possibly other speakers who can enlighten us with some of their views as well and open it up.

The first reason has to do with the disabled. Disabled people will find the supermailbox

virtually inaccessible in bad weather. It is bad enough in good weather because the platform is raised up, there is no easement for wheelchairs and the box is difficult to reach. When snow and ice and other problems get in the way, I know the federal government through the post office will try to keep the boxes cleaned up, but still they are very difficult for the disabled to reach.

Second are the elderly who rely on their mail. There will be stormy days and many times when they are not able to go out and get their mail when the rest of the neighbourhood is able to do so. The elderly certainly have to be considered with the group of people who are receiving this service.

Third is the safety of children. I do not think people have done enough to think about the problem that exists with the location of a supermailbox in a neighbourhood. There is a peak time when people coming home from work will stop to pick up their mail. They will criss-cross the road, drive across to the opposite side to make a quick run to the post box to get their mail. The location of the supermailbox is inviting bad driving habits. It is just a matter of time before there could be an accident, and we do not want that.

We do not even want to think of the possibility, but by virtue of the way these units are located and the way people are going at them, when there is a deluge of maybe 20 cars at one time, all coming to the same place, the drivers running to get their mail, the cars going in different directions, crossing the road, the hazard to children, to people in the community, to bicycle riders, especially in neighbourhoods where there are often not sidewalks, creates a hazard that has to be addressed.

My fourth point is my concern with litter. I am thinking of my very good friend the member for York Centre (Mr. Sorbara). He is the most diligent of MPPs in distributing his mail and keeping in touch with his community. I can just see the people going to the supermailbox and getting some of this political junk mail and just throwing it away. The problem we have then is that litter from junk mail becomes one way of getting your mail in our communities. It blows to the door because someone did not bother to take it home along with the rest of the mail.

The whole problem is that people get some of this mail, not only from the member for York Centre but also from the member for Essex South (Mr. Mancini). I am sure that his constituents, if they have any supermailboxes, will do the same thing. When they get it, they just toss it away. There is so much mail that comes to people's homes or to these boxes that people do not necessarily want, and they are so used to just tossing it away.

When it is in their homes, it ends up in a basket or in the garbage, but in my community and in others where there are supermailboxes, this rubbish, this overload that we receive, ends up blowing around the neighbourhood. That is becoming a constant concern. Who picks it up? It is the person on whose property the mailbox may exist, or it may well be someone else when it has blown several hundred yards away.

1110

My fifth point is that property values are decreasing. An illustration I can make on that is that the Ontario Municipal Board on June 30 had an assessment appeal by Mr. McWhirter in Pickering. He was challenging the assessment on his property and the taxes he was paying. He successfully argued his case that the supermailbox on his property was decreasing the value of his property and his assessment should be accordingly decreased. The Ontario Municipal Board reduced the market value of his home by $2,000 and he had an according reduction on his property taxes.

There are other instances of this across the country, in Winnipeg, and I suspect there could be a deluge of other people applying for a review of their assessment because having a supermailbox on their property is not so super.

When we start thinking of value and property, ads in our own local paper, the Markham Economist and Sun, now will carry in the description of a home—I have one instance where it adds the pluses one would have in buying a house in that location and adds this point, "and home delivery," as something that is included. Those of us who have home delivery take it for granted. Those who do not and want to buy a new place are saying, "Would that not be nice to have?" It is more than nice to have; they are willing to pay for it. Therefore, when they come out and look at the value of property, it becomes an issue.

These are five of a number of points. The disabled will suffer and are suffering and the elderly lose out. I am concerned about the safety of our children. I am concerned about the litter in our communities and our neighbourhoods because of the refuse that people just throw in a way that they should not when they pick up something they wish they had not been mailed and, finally, the property values themselves in these communities are impacted negatively.

What recommendations can one make? A sincere attempt is being made through this motion to ask this Legislature to look very seriously at the problems these urban dwellers have by not receiving home delivery while their neighbours do. Even within half a block or a few hundred yards of where there is home delivery, those who had a new house built in the last several years will not receive delivery. Rather than treat them as second-class citizens who are not able to receive the equivalent kind of service that others in the same community receive, through this motion we can make a strong statement to the federal government and the Canada Post Corp. to do something about it.

The simple thing they could do is abandon the program. How they do it and what they do if they have to change the level of service and if they have to continue their cost reducing—and I would endorse the federal government trying to keep up the whole attempt it has tried in the past several years to bring costs under control for this country. We all know the worst thing that can happen is for a country like ours to continue to spend, especially at the government level. It increases inflation and has many negative impacts on what we are all about. In the meantime, there is going to have to be something done about the supermailbox, and whatever the federal government can do to make up for the cost differential, that in itself should be considered.

I have one other recommendation I would like to make. I would like to reserve a few minutes after other members have had an opportunity to speak. What would be the chance of the federal government establishing a review board? I think Harvie Andre, the minister, has alluded to this before, but I think there is great merit. If we were to have at the federal government level something like the Canadian Radio-television and Telecommunications Commission which reviews broadcasting policy for the country—if a citizen of this country has any concern about a broadcast, any CBC or public agency or private agency that is in the broadcasting business can appeal to the CRTC and have a fair, honest, unbiased hearing.

Could not a similar kind of review board be established for the post office? This kind of post office would act in a way similar to the CRTC, the Ontario Municipal Board or the Ontario Energy Board where people could take their concerns, have them heard, have them understood, in a politics-free, unbiased, review agency environment.

I believe this could be an excellent way of cleaning up the whole range of misunderstanding that exists in the minds and hearts of so many Canadians. We are spending so much time bashing the post office when we could be doing so much more to build housing, to improve the economy and to clean up the environment. These are the issues that we as Canadians should be discussing and working on, but instead we continue to be fraught with a heap of concerns that centre around the Canada Post Corp.

I would be pleased to see this House endorse this motion. I would be pleased, as well, if the federal government could look not only at removing the supermailbox as a method of delivering mail but also at a way of allowing people like me, people like those from RAM and others in the community, to have some way in which they can be heard and listened to. I feel now that such a review agency as I have suggested could begin to allow that process to work, so that the citizens of Canada with a concern will know that they are going to be listened to.

I think there is much that can be done. I believe the strength is there within this country to have a post office that works. I know we are fortunate in this building to have the best little post office around and I know we are fortunate in so many of our communities that there are dedicated people in the post office. I am not here to bash the people who make the system work the way it is. I am here to seek change in a positive way, so that service for the people of our community in Markham, where so many are affected negatively, can be improved upon as can service for the other communities that have a similar concern.

Mrs. Stoner: I would first like to congratulate the member for Markham (Mr. Cousens) on putting forward this resolution. I think it is most appropriate. This matter has caused a great deal of difficulty in the growing communities of Ontario and, in fact, all across Canada. What the Canada Post Corp. has done in implementing this supermailbox scheme is to create a discriminatory system wherein communities in new residential areas in urban municipalities are treated as second-class citizens.

This becomes really obvious, and it was certainly obvious to me during the election campaign. One end of the street which had been established for a few years would receive residential mail; then in the middle of a block that service would stop and the rest of the street was discriminated against. In some areas they would have an infill situation, with an existing urban

community and a little pocket right in the middle that was not allowed home delivery. Everybody else in the whole community surrounding them was given that service.

The property situation in those kinds of instances has in fact been alluded to by the member for Markham. We are seeing a proved reduction in property value. In the properties where those boxes are situated, they are actually seeing a reduction in their market value assessment. There have been two cases in the town of Pickering where they have had $3,000 reductions in their assessment.

It has created an eyesore. The physical size of these boxes is about six feet high and about 10 feet long. They are a real eyesore, particularly to someone who has just bought a new home and who is doing absolutely everything he can to improve the property and to be an asset to his community. They are surrounded with letters. There are not even waste-baskets provided by the post office to collect the junk mail they insist on delivering to all of us. Those communities are considered, as pointed out in the real estate ads, to be underserviced, and therefore different and less happy places to exist in than some of the other older communities.

But the real discrimination and the discrimination that causes me the most problems is to the individuals who are not served by the home service, such as the elderly in our community, who find it very difficult to get out on occasion to those boxes and who, when they do get to the boxes, find they cannot get at them because they are piled high with snow, ice and slush.

The boxes are right on the edges of the road, and the ploughs come along and heap great piles of snow and refuse adjacent to them and people cannot get at them. The elderly find that difficult; the disabled find it impossible. The disabled in our communities cannot even get near the boxes and even if they can, in a wheelchair for instance, get close to the box, they cannot reach the mail itself in the little cubicles that the letters are in.

1120

The safety factor that this has created has been very obvious to me. I live in a rural village and we pick up our mail at the general store. That is what is called the joys of country living and frankly it is something I enjoy about living in Greenwood. However, I see just south of me on Westney Road in Ajax a situation that really frightens me.

What happens is that when people are coming home from work in the evening it is generally after dark because we are somewhat of a dormitory community. People have at least an hour a day added on to their workday in travel time in the evening, so they are getting back after dark. In many cases, they are picking up their youngsters from their day care situations or wherever they have been after school. They come to their supermailbox and stop their cars, in the dark, in an ill-lit situation in many cases. Those youngsters are then let out of the car to run across the road to pick up the mail from the box. You have the same situation at the same box for a whole lot of other people coming in, a lot of vehicular motion.

People are angry about those boxes, and because they are angry they tend to respond in ways they probably should not. I have seen over and over again people driving northbound, pulling over into the southbound lane, because that is where the boxes are, parking facing the wrong direction on that roadside, getting out to get their mail, then getting in and pulling back across the southbound traffic lanes. It is crazy but they are doing it. They are doing it because they are upset with their treatment by the federal government, with the fact they are having to use these boxes. In taking those actions, they are responsible for their fate and those they endanger, but you have to look at the core and the root of the problem, and the root of the problem is the discriminatory action of the federal government in this.

Snow removal and maintenance is causing the municipalities a great deal of difficulty. They are responsible for removing the snow from the roads and do so to the best of their ability. In doing so, they are adding the snow to the sites of these mailboxes. Those of them not cleaned or maintained as much as they should be then become a problem in themselves.

I agree with what the federal government is trying to do in cutting the costs of the post office and postal services. I have real problems, though, when I compare what is happening in Canada to what is happening in Britain. In Britain, they have a 36-cent or 37-cent stamp and twice-a-day delivery. They made a profit last year of $360 million. I do not particularly want Canada Post to make a profit, but I do think it could balance its levels of service in such a way that instead of its $129-million deficit in 1986 it could break even.

Our stamps are 36 cents. I would not mind paying 37 cents. What they could look at, but have not dealt with, is the possibility that in delivering service to all urban area householders, to homes in urban communities, all of them, they

could deliver on a four-day week as opposed to a five-day week. By slowing the service a little bit, from five days to four days, they could deliver to everybody.

Frankly, it would not bother me one bit if my Bell Canada bill or my Department of National Revenue bill did not arrive for another day or two. It would not be a big problem and I do not think it really would be for anybody else. I would accept that as a fair level of service, a level of service that then did not discriminate against my neighbours.

I hope that the members of this Legislature will support the resolution of the member for Markham and assist me and my community, and those in the other communities of Vancouver, Calgary, Nepean, Winnipeg, Mississauga, Whitby, Montreal and Brampton as well as those of Ajax and Pickering, in receiving equitable service for urban communities across this country.

Mr. Farnan: I rise to speak in favour of the motion that condemns the continued use of supermailboxes by Canada Post Corp. Canada Post Corp. has been installing so-called supermailboxes in new subdivisions since mid-1985 and is only maintaining door-to-door service in areas where it already exists. In the process, the post office has created two classes of citizens, those in established neighbourhoods who continue to get their mail delivered to their door and those in newer suburbs who do not. If CPC has its way they never will. It is not fair.

Neighbours living on adjacent streets are receiving different levels of service. Anne Derrett from RAM complains: "I can throw a stone in any one of four directions from my home and hit a house that is getting door-to-door delivery." It is not fair.

These community mailboxes are unsightly in and of themselves. In addition, residents have complained that the presence of these supermailboxes has resulted in an increase of garbage on their property. They are extremely hazardous to access in harsh weather conditions for the well and healthy residents; under such conditions, access for the handicapped and elderly is well nigh impossible. Add to all this the increased risk of accidents due to traffic. Remember that many of these community mailboxes are located in residential neighbourhoods. Children playing in the proximity of these supermailboxes are at a higher risk of injury. It is not fair.

The supermailboxes are a grave hindrance to the handicapped. Little wonder that Earle Atkinson, chairman of accessibility for the Peel Association for Handicapped Adults, has filed a complaint with the Ontario Human Rights Commission on behalf of all disabled Canadians. It is not fair.

Our elderly, our seniors, count on home delivery for communication with their family and friends and supermailboxes are an inconvenience, a bother and an undue cause for delay. It is a system that will bring a letter from Vancouver, from England, from the other side of the globe and deliver it to a superbox in the vicinity of a senior's home, but will not go the extra few hundred metres. It is not fair.

Do the residents who receive a lower level of service by means of supermailboxes pay less for their postal services? Not at all. For years prior to 1985, these residents of new subdivisions contributed to our postal system. They continue to pay the same amount as the rest of us for basic mailings and the same standard fee for all other postal services. It is not fair.

The real estate boards are only too well aware that supermailboxes depreciate the value of your home. More and more we find home delivery described as an added selling feature on a property. Take for example the advertisement in the Markham Weekender. It referred to, "Other features include a heated and insulated double garage, a walkout from the kitchen and home mail delivery." If your home does not have home mail delivery, it will have a lower value. It is not fair.

The judgement of the real estate boards has a basis in fact. In Winnipeg, the city assessment department has reduced the land assessment of households unfortunate enough to have supermailboxes situated on the easement adjacent to their property by some 15 per cent. This results in significant reductions in property taxes. In Ontario, several residents appealed their market value assessment on the basis that community postal boxes were placed in front of their properties. They won their appeal. As a result, these residents received a reduction in their 1987 taxes.

As more and more residents appeal their assessments, as indeed they should, we see the potential for a significant erosion of local revenue as property values decrease. This is a decrease in revenue that must impact on local levels of government. No wonder so many municipalities and cities across Ontario and Canada are on record as opposing these supermailboxes. It is not fair.

We are all aware that the Mulroney government, in its approach to this whole area, would

drastically reduce the quality of postal service and eliminate between 3,000 and 4,000 postal jobs in the process.

We should be attempting to improve the quality of postal service. This year in the United Kingdom, approximately two million homes will receive twice-daily delivery of mail to their homes. Unlike Canada Post, which had an operating loss of $129 million in 1986, the Royal Mail showed a profit of $360 million. The same is true of postal services in Australia, the United States, France and West Germany. All operated in the black last year.

Unlike Canada Post, which aims to cut employment levels by 14 per cent by 1991, other services have managed to stay profitable while hiring more workers. In Reagan's America or Thatcher's Britain, the post office is expanding, but here in Canada, Mulroney wants to offer reduced service, unequal service, cut postal employees and privatize. It is not fair.

1130

What I find particularly galling, although it should not surprise me, is the attempt of the Mulroney government to distance itself from this miscarriage of justice. We know that the decision to implement the supermailbox program emanated from the federal government. We know that the Honourable Harvie Andre has the official title of minister responsible for the post office. We know that the corporate plan of Canada Post Corp., which allowed it to bring supermailboxes into our neighbourhoods, was approved by the federal cabinet, and yet the federal government says it is not responsible for the post office.

To add insult to injury, we are now subjected to slick ads and brochures designed to convince us that we are in favour of supermailboxes and that we actually like them. Indeed, every postal truck in the country has been commandeered to be part of this discriminatory promotional scheme. The funding for this con job is provided by us. In fact, the very people who are being discriminated against, those who are subjected to the use of supermailboxes, are paying for these advertisements through the purchase of mail service and through their taxes. It is not fair.

I congratulate all those who have actively worked to oppose this high-handed, discriminatory, arbitrary and unmandated action by the federal government of this country. I encourage them to continue to apply pressure to this insensitive and unfair approach to the provision of postal services in Canada. The federal government must be made aware that there is a price to pay in the next federal election for hoisting on us such a blatantly unfair system of postal service in the form of supermailboxes.

New Democrats like to believe, and we work to ensure, that we do not have second-class citizens in Canada. New Democrats have always campaigned on providing the highest level of service for all and to ensure that segments of the population are not discriminated against. We welcome support in fighting on behalf of ordinary Canadians for a guaranteed quality postal service for all. Indeed, Ed Broadbent and New Democratic Party postal critic Cyril Keeper, together with our federal caucus, have been consistently opposed to the supermailbox program from the very beginning.

Residents of Ontario and Canada can be assured that we will continue to oppose this program vigorously, both in the federal Parliament and in the next federal election campaign. In voting on the motion before us, I encourage all members of the House to support the motion. It is fitting that this parliament representing the residents of Ontario go on record as strongly opposing this blatantly unfair program of supermailboxes.

Mrs. Marland: In rising this morning to speak on the resolution of my colleague the member for Markham, I would first of all like to commend him on the resolution. I think that in discussing this resolution in this House today, we are really simply discussing one item. Simply put, we are discussing second-class mail which equals second-class citizens. We are also discussing not-so-super mailboxes.

When we are talking about Ottawa's plan to have in place by next April 1988, 400,000 of these not-so-super mailboxes, we are looking at a postal service for close to half a million people. It is very interesting when we recall that when Harvie Andre became the minister responsible for the post office, he said upon his appointment earlier this year, "Citizens have come to expect their governments to perform at least two functions: to defend the country and to deliver the mail." We are not here to discuss what the government is doing about defending the country, but we certainly are here to discuss how it is delivering the mail.

It is interesting to point out that it is not a choice of the federal government. It fact, they are bound to this service by the exclusive legislative authority given to the Parliament of Canada by the British North America Act in 1867. If postal service is one of those mandated responsibilities of the Parliament of Canada, then I think what we should be discussing this morning is how to help

it to achieve it equitably for all residents of Canada.

When we talk about the supermailbox service, what we are saying is that it means you walk to the large metal box at the end of your street. When you get there, you sidestep the debris left on the ground by the users who discard their third-class mail. The interesting thing is that if you are one of these unfortunate residents who have supermailboxes as a second-class postal service in their community, as you are walking to the end of your street you may in fact pass the postman who is delivering mail to your neighbour on the next street.

It means that in that neighbourhood, children have yet another place to hang out, another place to dart out into ongoing traffic. It certainly means an eyesore for those who have purchased a home beside what will become a littered lot. Because of that, it can mean a reduction in property values, which has already been demonstrated at property tax assessment hearings where appeals have been made on the basis of being adjacent to a supermailbox, and the Assessment Review Board has granted that consideration. In fact, some municipalities have felt so strongly about this matter that they have initiated court challenges.

The one area that concerns me most of all is the fact that we are ignoring the necessity for everyone to have access to the postal service. When we deal with everyone, we are dealing of course, as some other members have said this morning, with our senior citizens and the disabled. If they cannot enjoy the service of door-to-door mail delivery, even while neighbours can within the same city, then I think it really borders on a Charter of Rights and Freedoms issue. What access is this for disabled people? In fact, a supermailbox is no access at all for the disabled, even in good weather, but certainly no access in inclement weather. That is unforgivable.

I am happy to see that the member for Essex South, who is Minister without Portfolio responsible for disabled persons, is in the House. He is agreeing with me by nodding his head. I know that anyone who works with the responsibility for seniors and the disabled in the province—I also recognize that the member for Dufferin-Peel (Mrs. Wilson), who is Minister without Portfolio responsible for senior citizens' affairs, is here. I know she would share my concern also for seniors.

We must be very serious and very committed, particularly about this area. There is no way that any one of us in this Ontario Legislature cannot support this very worthy resolution of the member for Markham. Recognizing that the direct remedy is not within the purview of this House, I am quite sure that the House in whose purview the responsibility lies, namely, the House of Commons in Ottawa, will look very carefully at a resolution unanimously supported by every member in the Ontario Legislature. I think the gravest impact of the use of supermailboxes is in Ontario as far as the national scene is concerned.

I would like to speak particularly about my own area in Mississauga South. Mississauga is an extremely high-growth area. The member for Durham West (Mrs. Stoner) very kindly mentioned Mississauga in her rundown of municipalities that have a concern with this lack of service, this second-class service. I am very happy she did because I know, as the former mayor of that municipality, the member for Durham West understands very clearly the problem my colleague the member for Markham is trying to address.

In Mississauga South, the Port Credit postal station now has 19 group boxes in service. It is unlikely that these households will ever have door-to-door delivery. In the Clarkson post office, we have two group boxes in use. To go beyond the riding, I would like to mention that in Streetsville, which is now a part of the city of Mississauga, residents there must visit a post office to pick up mail, because Canada Post simply does not have enough boxes to go around. They do not even have the superboxes in Streetsville, so those people do not even have that service, let alone door-to-door delivery. I think to ask those people not even to go to the end of their street but to go to the post office is certainly intolerable.

1140

I know that the federal member for Mississauga North, Dr. Bob Horner, is working very diligently on behalf of his constituents who reside in Streetsville and in the other new growth areas that are impacted with this problem in Mississauga. Certainly anywhere in Mississauga where the new development is happening—and we are aware that the growth essentially is to the northwest in the largest areas of the Creditview, Erin Mills and up to Meadowvale areas of the city—any of those people who have had this problem have been totally frustrated in trying to address the remedy. They have spoken to their city council, their provincial members and their federal members. So I think collectively we have

to decide what the remedy must be and the remedy is that they simply not be used.

If we look at the history of postal service in Canada since 1980 we will understand why it is that the resident is losing out. In 1981, Canada Post Corp., a crown corporation, was established, effectively removing the operation of postal service out of the House of Commons. Bill C-42 established the almost exclusive right of Canada Post Corp. to deliver individually addressed letters. Competitors are required to charge at least three times the going postal rate, if they wish to penetrate this market. Thus, for all intents and purposes Canada Post has a monopoly on personal, individually addressed letter mail. Even though this provision was heavily criticized by utility companies and municipalities, to name a few, what are essentially monopoly provisions prevail.

Since 1981 we have seen a reorganization of Canada Post and, at the same time, we have witnessed a great change in the business of mail. Canada Post is working hard to reduce its deficit, to modernize and to employ technological enhancements to mail service. It has also entered into other areas of mail service, in response to the increasing use of mail services by the business community. I refer to second-, third- and fourth-class mail and direct mail marketing. Advertisers in Canada will spend in the neighbourhood of $1.74 billion on print-basis marketing in 1987, more than is spent on daily newspaper advertising and more than is spent on television advertising.

In recognizing that the federal government is trying to cost cut and be efficient, I would suggest that perhaps they consider alternative daily delivery and have an equitable reduction to all citizens in Canada.

Mr. Mahoney: It is indeed a pleasure to address this assembly on this particular issue. As the previous speaker has mentioned, our community is impacted greatly in the city of Mississauga by this particular problem.

I also find it interesting, and I want to congratulate the member for Markham for taking a shot at his federal cousins on this particular issue. I think it is quite appropriate for him to tell the people in Ottawa that he is not happy with the unilateral decision that they made without any consultation with the people of Canada, with the provinces of Canada or with the municipalities.

I will tell you as well that I spent a couple of years on the board of the Association of Municipalities of Ontario and, indeed, we are fortunate to have a past member of that board, Mr. Carman Metcalfe, in the gallery today, the reeve of the great metropolis of Asphodel. Mr. Metcalfe would tell you that we objected very strongly at AMO to this particular deed that Ottawa foisted on the people of Canada without any warning. It brings up a particular issue and that is, will they listen? I am quite supportive of the member's resolution today, but the question is, will they listen?

Some hon. members: Never have.

Mr. Mahoney: Frankly, they never have. In the history of this, I would tell members that a couple of years ago the mayor of Mississauga; the mayor of Malton, Councillor Frank McKechnie; myself, and a couple of others met with some people in Ottawa. We had a breakfast meeting when they announced this. It was just after Michael Warren decided he was not going to take the heat for this particular decision, so he left town and they had an interim person running the post office. We said to them, "How can you do this without consultation, without discussing it with us and with the people of Canada?" The answer was: "It is done. It is irrevocable. It may be unilateral, but we are sticking to our guns and we are going to go this route."

I do not think they will listen, with all due respect to the member, but having said that, I think it is equally important that this House put on record the feelings we have about this particular issue.

I would also point out that I believe this overall thing is a strategy by Canada Post. There is more to it than meets the eye. Let me take members through a scenario of moving into a new community.

First of all, the member for Mississauga South (Mrs. Marland) referred to the Streetsville post office. Streetsville post office has car parking for about four vehicles on a good day. There are a number of new communities that are developing all around that Streetsville post office. The community of Meadowvale and the community of central Erin Mills, which has a projected population of some 25,000 people, will all pick their mail up initially at the Streetsville post office. They go there and of course they get very frustrated because they have to park on Queen Street and they end up getting a ticket and they cause traffic jams. Then what do they do?

By the way, I would add that the post office in Clarkson, and the member for Mississauga South will be familiar with it, closes at three o'clock on a lot of days and if you work for a living you have difficulty in picking up your mail at all. But after one or two years of going to the post office, being

frustrated with the parking problems and the traffic problems in the community, you get a petition up to Canada Post and you say: "We want green boxes. We are fed up with going to the post office and we want a green box." A green box is not a community box or a superbox. A green box is a bunch of little boxes stacked from right down to the ground. You provide your own lock and you go there every day and you pick up the mail. Of course you will go through one to two years of living with a green box because at least it is in the community and it is substantially better than having to drive to Streetsville or to another community to pick up your mail and have all the problems that go with that, but those boxes are ugly, to say the least.

What happens is you have some difficulty. You are going in the middle of winter getting mail and your lock is frozen and your mail is wet and it has ice on it. You get pretty fed up with that. So then you go to the post office and you say: "We are fed up with the green boxes. We want a community mailbox. It is nice. It is silver. It is shiny. It has a little thatched hut over the top of it. It looks wonderful." You actually end up petitioning the post office for this community mailbox. You see their strategy. It is very clever. They get the community asking for a level of service that is substantially reduced from what the rest of Canada has.

The other thing I found interesting is that when the mayor and council in Mississauga met with the post office to say to them, "Could you please explain what this is all about?" they brought out a little bit of a dog-and-pony show and they showed us a slide show and a film all about it. The key word in the whole program is "community." It is a community mailbox and it is going to be situated right in your community and everybody is going to gather at the box and they are going to talk about what is going on in the community.

In the middle of February in Markham they are going to get together. We have eight months of winter and four months of bad skating in this country, and they show you a film, which I think was shot somewhere in California–I am not sure–with everybody running down to the post office and talking about what is going on with little Peggy Sue at school and saying, "Is this not marvellous," and "Would you like to come back to my house for tea and doughnuts?" It is just a clear example that the federal government has no idea what is going on in Canada. They live there in Ottawa. They seem to anyway and they do not understand the sense of community.

I believe though once the community has gone this route of picking it up at the post office, demanding green boxes and now demanding community mailboxes, they are going to get fed up. I have a suggestion for the federal government that will solve this whole problem and that is that we eliminate the post office entirely. I know the member's motion does not go that far and he would not want to slap his buddies down in Ottawa with such a discouraging remark, but they could get rid of the post office entirely and put PCs in every home, and that is not Progressive Conservatives, that is personal computers in every home and we could get our mail through computers, right in the comfort of our living room. We could pay our bills. If we wanted to have a good time, we could probably punch up and find out whether our neighbours are paying their bills and have a good laugh at that.

1150

So we could eliminate the post office entirely and for the amount of money and for the deficit they are running in that wonderful crown organization. For that amount of money, I would suggest they could put a personal computer in every home in this country and have a much more efficient delivery service. So their strategy is working. Now the communities are going to submit petitions saying, "We now want you to take the mail service off entirely and put the whole system on to a computer base."

The previous speakers referred to two classes of citizens. Let me give a couple of examples.

In the community of central Erin Mills, which I mentioned earlier, we have about 25,000 people now and in the future. That is the ultimate population. In the community of Erin Mills west, which is to the south and the west, we have another 12,000 people. These are very distinct communities, both of which will be served by this particular program. In the community of Erin Mills south, which is a substantially older community of about 30,000 people, everybody gets mail delivery. So very clearly, there is a major difference in the service level between living in Erin Mills west, central Erin Mills and the established community of Erin Mills south. There is no question that is a two-class society with regard to mail delivery.

The item though that bothers me more is the issue of infill. What infill is, for those not familiar with development procedures, is where you might have a site in a community that has been set aside for a school for some seven or eight years and the school board decides it is not going to build a school, so it releases it back to the

developer and it goes to housing. It will take about 10, 12 or 15 houses on that site, depending on the size of the lot, and it will be right in the middle of an existing residential community, probably on a cul-de-sac.

I can show an example in my riding that is very close to home. The people in that cul-de-sac do not have mail delivery.

Mr. Wildman: Hey, Ed.

Mr. Mahoney: I am talking right over the member, so I do not hear what he is saying and that is just the way I like it.

In any event, the people in that cul-de-sac do not have mail delivery, yet they can talk across the back yard fence–

Mr. Laughren: Talk to yourself.

Mr. Mahoney: It is the only way I get good answers.

They can talk across the backyard fence to a neighbour in the summertime and this guy is getting mail delivery and the person on the new street, in the infill subdivision, is not getting mail delivery. Yet the post office worker walks right by the end of the street. It is absolutely absurd and it is a clear example that the government in Ottawa is not listening. We have numerous examples that we hear all the time, but this one is an absolute sham.

I support the member for Markham. It might be one of the few times that I will be supporting the member for Markham. I also support the comments of the member for Mississauga South and she will tell you it is definitely one of the few times that will occur.

It makes sense. We should be petitioning Ottawa to stop this charade, to treat all Canadians as equal in this great country, to eliminate this ridiculous program that they have started.

Mr. Swart: I am rising to support this resolution, of course, as everybody else in this House will do, I am sure.

I think I want to emphasize that what the federal government has done is not only unfair, not only hurting people, but also simply stupid and idiotic.

I want to emphasize of course, first of all, that it is being done by a Tory government.

Second, I want to point out that the resolution itself does not go nearly far enough, because it does not deal with the matter of the post offices that are going to be closed across this nation–perhaps 1,000 of them or so, including the one in Thorold likely, a city of 16,000 people. My colleague the member for Algoma (Mr. Wildman) has a resolution on that matter which must be supported at a later date.

I want to associate myself with the remarks of the member for Markham. I believe he is sincere in this, even though it is a Tory government in Ottawa that is doing this. It would be interesting to contemplate how he would vote on this issue if he was down there in Ottawa.

In the very little time I have I want to just deal with two items, if I may, that have not been covered. One is the matter of employment. What the federal government is doing by this is literally going to put thousands of people out of work. I can recall in this House when the Conservative government over there introduced some legislation that was going to cost $100,000 to provide each job for people, and here we have a situation where it does not cost any capital to provide jobs and we are going to be laying off a lot of people when we could be hiring a lot more people in the post office service.

The other matter I see–I will not have the time.

Mr. Speaker: The member for Markham has reserved four minutes.

Mr. Cousens: I appreciate the support of all those who have spoken. Indeed as the member for Durham West touches upon the safety problems, I think that she has a true understanding as someone whose community has the same kind of problems as many others do where there is an increasing concern.

The member for Cambridge (Mr. Farnan) starts talking about operating in the black and I have to be very proud of the fact that we have someone from the official opposition talking about that, but in such a way that he is able to draw on the experience of Britain as did the member for Durham West. I appreciate their remarks and their support.

The member for Mississauga South indeed has the responsibility for the disabled for our party but also has a true understanding about the Charter of Rights and Freedoms and I think has raised some very interesting points that could be raised further through those who will take this even further in discussion. I believe that her emphasis on having equal access of service for everyone is an underlying principle of this resolution.

I have to tell the member for Mississauga West (Mr. Mahoney) that I have no intention of taking cracks at my federal colleagues. In fact, I believe that the Ottawa Conservatives are saints compared to the Queen's Park Liberals. When the member starts coming along and thinking there is going to be this kind of going on, I cannot betray

my loyalty to my good friends in Ottawa, except they could use some help and that is why I have put this motion in front of us.

The honourable member for Mississauga West did suggest that there be PCs in every home and I happen to know that in the PC technology, there is a 16-bit PC, that reminds me a little bit sometimes of him.

Then we also have my very good friend the member for Welland-Thorold (Mr. Swart), and this is two days in a row that we have agreed. I do not know what is going to happen tomorrow. I think we better go home or we will end up–

Mr. Swart: You will agree on public auto insurance.

Mr. Cousens: We have problems.

I have been consulting with a number of members from my party, the member for Wellington (Mr. J. M. Johnson) and the member for Hastings-Peterborough (Mr. Pollock), all of whom are very concerned as well about rural mail delivery. They are looking for satisfactory service and really do not want to see people in rural Canada treated in any way other than a quality way. I have to say that as one who has rural delivery in Markham, I empathize wholeheartedly with their concerns.

Unlike the government at hand that has made a number of promises and has not really lived up to many of them, this is one of the promises that I made during the election campaign, that I would bring a resolution forward in this House and seek support from the Ontario Legislature to Ottawa to urge them to do something about supermailboxes. I would hope that the Premier and his cabinet could do something about the many promises they have made on housing and education and on auto insurance which are still lacking.

I do not want to be mean-minded. I am so pleased to get the support that is coming from these other honourable members. I also would like to go on record as–

Interjections.

Mr. Cousens: I did not mean to upset them that much, Mr. Speaker.

The only other thing I would like to say is that in our own community, not only our town of Markham and the region of York, but also our federal member of Parliament, an independent, Mr. Tony Roman, is also strongly supportive of this resolution.

This is a time when everybody can have a little fun at the expense of the federal government. I wish we would also understand the federal government has major problems in trying to resolve–

Mr. Wildman: They certainly do.

Mr. Cousens: They do around the post office. I mean in trying to get the economy of the post office worked out, to try to find cost-effective ways of reducing it. I would encourage them to continue in that process but please do it without making second-class citizens of those people who are presently having to be served by what are called the not-so-supermailboxes. I would like to see them abolish that program. If this resolution is passed, we can move a step closer in that direction.

1206

ONTARIO ENVIRONMENTAL RIGHTS ACT

The House divided on Mrs. Grier's motion for second reading of Bill 13, which was agreed to on the following vote:

Ayes

Adams, Ballinger, Black, Bradley, Brown, Bryden, Callahan, Charlton, Cleary, Collins, Cooke, D. S., Cousens, Daigeler, Dietsch, Elliot, Eves, Farnan, Faubert, Fawcett, Fleet, Fulton, Grier, Harris, Hart, Henderson, Jackson, Johnson, J. M., Kozyra, Laughren, Lipsett, Lupusella, MacDonald, Mackenzie, Mahoney, Mancini, Marland, Martel, McClelland, Miclash, Miller, Morin, Morin-Strom, Nicholas, Nixon, J. B., Offer, Owen, Patten, Philip, E., Pollock, Rae, B., Reville, Roberts, Smith, D. W., South, Sterling, Stoner, Swart, Tatham, Wildman, Wilson.

Nays

Runciman, Villeneuve.

Ayes 60; nays 2.

SUPERMAILBOXES

The House divided on Mr. Cousens's motion of resolution 8, which was agreed to on the following vote:

Ayes

Adams, Ballinger, Black, Bradley, Brown, Bryden, Callahan, Charlton, Cleary, Collins, Cooke, D. S., Cousens, Daigeler, Dietsch, Elliot, Farnan, Faubert, Fawcett, Fleet, Fulton, Grier, Hampton, Hart, Henderson, Johnson, J. M., Kozyra, Laughren, Lipsett, Lupusella, MacDonald, Mackenzie, Mahoney;

Mancini, Marland, Martel, McClelland, Miclash, Miller, Morin, Morin-Strom, Nicholas, Nixon, J. B., Offer, Owen, Patten, Philip, E.,

Rae, B., Reville, Roberts, Smith, D. W., South, Stoner, Swart, Tatham, Velshi, Wildman, Wilson.

Nays

Runciman, Villeneuve.

Ayes 57; nays 2.

The House recessed at 12:18 p.m.

BY LAWS GOVERNING THE EXISTENCE AND FUNCTION OF RESIDENTS AGAINST MAILBOXES

As a matter of record, Residents Against Mailboxes (hereafter referred to as R A M) was founded on Fenruary 2, 1987 at Unionville, Ontario.

The sole and exclusive purpose of R A M is to lobby the Government of Canada to provide home delivery of mail to residences in new urban subdivisions in the Town of Markham specifically and throughout Canada generally. R A M is a non-profit organization and its by laws have been filed with Revenue Canada. All funds will be expended solely in the direct pursuit of this established purpose.

An account has been opened in the name of Residents Against Mailboxes. All funds received will be directly channelled into this account. All cheques issued will bear two signatures, that of Mrs. Anne Derrett and that of Mr. Andre Foucault unless otherwise assigned pursuant to these by laws. Books will be kept indicating receipts and expenditures. These books will be subject to periodic review by R A M Honourary Auditor, Mr. Peter C. Palframan.

In the event funds remain in the aforementioned account at the conclusion of this organization's campaign, such residual amount will be remitted in one cheque to The Hospital for Sick Children. A small advertisement will be purchased in the Markham area newspaper, Economist & Sun, to publicize this contribution.

Cont/d .....

The day-to-day affairs of R A M will be conducted by Mrs. Anne Derrett and Mr. Andre Foucault or by such acceptable replacements as may be determined.

Having been read at meetings of R A M's Advisory Committee on Tuesday, October 13, 1987 and Sunday, January 10, 1988, these by laws are hereby declared to be in full force and effect as amended.

SIGNED at Unionville, Ontario on the thirteenth day of January, 1988

ANNE DERRETT

ANDRE FOUCAULT

FOR ACTION

3.

REPORT TO: Mrs. Susan Reader, Secretary
Legislation Committee

FROM: Mr. E.C. Matthews
Treasurer

DATE: February 10, 1988
COMM FILE:
DEPT FILE:

SUBJECT:

Account 0322-0541 Sales Tax on Printing and Supplies.

RECOMMENDATION

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

Payment of an estimated $40,000 Federal and Provincial Sales Taxes on in-house printing less an undetermined tax rebate for exempt printing dependent upon the finished product.

BACKGROUND

At your meeting Monday, February 1, 1988, it was explained by staff that under the Excise Tax Act (Memorandum ET206 Printed Matter for Own Use) any person who produces taxable printed matter for his own use to a value in excess of $3,000 per annum is required to operate under a sales tax licence and to account for sales tax on his total production of printed matter.

BACKGROUND - ctd.

The calculation of the tax is based on:

a) the laid down cost of material used; plus
b) 220% of the cost of materials.

Three questions were raised for which answers were not immediately available:

1. What is the basis of the 220% factor and can it be explained?

2. Does the FCM have a stated position or policy for sales tax on municipal printing?

3. Should a resolution of City council be forwarded to the FCM for an exemption of federal sales tax on printing to be presented at the upcoming FCM Conference?

Revenue Canada when queried about the 220% factor replied that the factor is designed to make in-house printing taxable at the same value as the printing industry. The basis of the 220% calculation was not available, however the factor has been in use since 1975 under Memorandum ET206 and prior to that was contained in the regulations to the Act.

Mr. Michael Geough, Director of Policy and Research, Federation of Canadian Municipalities advised to his knowledge the FCM does not have a stated policy or position for exemption of tax on municipal printing, and furthermore a resolution on this subject per se has never been presented to the Finance Committee of FCM. In his opinion, such a resolution could be presented at the annual conference.

Sales tax on in-house printing for municipalities falls under the "self supply" rules of Federal Tax Reform, that is municipalities are taxable on any commercial activity that is provided in-house and is generally available from a commercial business.

FCM has developed a position, supported by the membership, that municipalities should not be made worse-off financially after Federal Tax Reform. In other words, municipalities do not object to paying tax on the present basis, but should not pay more.

On this basis, FCM negotiated with Finance Minister Wilson who agreed as evidenced by his statement that "municipalities, hospitals, school boards and colleges should not bear a greater tax load under a national sales tax than under the current system".

Mr. Geough reiterated that a resolution of City Council to request an exemption from federal sales tax on municipal printing could be submitted for debate at the upcoming FCM conference.

However, Mr. Geough did not feel he could support this exemption resolution and would recommend against such a resolution at the Finance Committe of FCM based on the position presented by FCM to the Minister and accepted -- pay existing federal taxes but should not have to pay more.

4a.

FOR ACTION

REPORT TO: Susan K. Reeder, Secretary
Legislation Committee

FROM: Mr. E. A. Simpson
City Clerk

DATE: 1988 February 11
COMM FILE:
DEPT FILE:

SUBJECT:

Permission to fly the Estonian flag.

RECOMMENDATION

That the request of the Estonian Society of Hamilton for permission to fly the Estonian flag from 1988 February 20th to 1988 February 27th inclusive on the occasion of the 70th Anniversary of the Independence of Estonia be APPROVED.

E. A. Simpson
City Clerk

FINANCIAL IMPLICATIONS ***(IF NONE, STATE N/A)***

BACKGROUND

46.

FOR ACTION

REPORT TO: Susan K. Reeder, Secretary
Legislation Committee

FROM: Mr. E. A. Simpson
City Clerk

DATE: 1988 February 11
COMM FILE:
DEPT FILE:

SUBJECT:

Use of City Hall Facilities - The Kidney Foundation of Canada - Hamilton & District Chapter.

RECOMMENDATION

(a) That the Request of The Kidney Foundation of Canada -Hamilton & District Chapter for the use of City Hall facilities on Tuesday, 1988 March 1st at 7:00 p.m. for their Annual Campaign Kick-Off be APPROVED.

(b) That the request of The Kidney Foundation of Canada - Hamilton & District Chapter to fly their flag during the month of March in recognition of Kidney Month be APPROVED.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

E A Simpson
City Clerk

BACKGROUND

5a.

FOR ACTION

REPORT TO: LEGISLATION COMMITTEE

FROM: K. E. Avery, Deputy City Clerk

DATE: 1988 Feb. 8
COMM FILE:
DEPT FILE:

SUBJECT: Resolution re Sunday Shopping

RECOMMENDATION

Approval of the following resolution:-
"That the Honourable Ian Scott, Attorney-General for the Province of Ontario, be advised that the Council of The Corporation of the City of Hamilton strongly objects to the proposed transfer of authority to municipalities, to regulate Sunday Retail Store Hours, and requests the Provincial Government to retain its present authority over the Retail Business Holidays Act."
That copies of this resolution be forwarded to the Premier of Ontario, Area M.P.P.'s and the Association of Municipalities of Ontario.

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

BACKGROUND

The above resolution is in accordance with the direction of the Legislation Committee at its meeting of February 1st, that a resolution be drafted for its consideration, objecting to the proposed transfer of authority to municipalities to regulate Sunday Retail Store Hours.

5b.

THE CORPORATION OF THE CITY OF YORK

2700 Eglinton Avenue West, City of York, Ontario M6M 1V1 (416) 394-2507

RECEIVED
JAN 27 1988
CITY CLERKS

THE OFFICE OF THE CLERK

In Reply Refer to
Telephone 394-

January 19, 1988

Mr. E. A. Simpson, City Clerk,
City of Hamilton,
City Hall,
71 Main Street, West,
Hamilton, Ontario,
L8N 3T4

Dear Sir:

Re: Resolution Respecting Tax Deductibility for Campaign Contributions & Fund Raising Events

I forward for the consideration of your Council, the appended copy of Resolution No. 71-88, with respect to the above subject, which was unanimously passed by the Council of the City of York at its meeting held on January 11, 1988.

Should your Council endorse this resolution, would you please inform the Honourable Michael Wilson, Minister of Finance, Canada, the Honourable Elmer MacKay, Minister of Revenue, Canada, the Honourable John Eakins, Minister of Municipal Affairs and the Honourable Bernard Grandmaitre, Minister of Revenue and inform me, in due course, of the action taken with respect to same.

Yours very truly,

C. RODRIGO,
City Clerk.

CR:hg.
encl. (1).

No. 71-88.

The Corporation of the City of York

Council Chamber

January 11 19 88

Moved by Alderman Ben Nobleman

Seconded by Controller Philip White

~~Resolved,~~

WHEREAS campaign contributions are not tax deductible as is the case Provincially and Federally, thus discriminating against municipal candidates and making it difficult to raise campaign funds;

AND WHEREAS both the Association of Municipalities of Ontario (AMO) and the Federation of Canadian Municipalities (FCM) have endorsed a Motion passed unanimously by the City of York on May 30th, 1983, urging the Provincial and Federal Governments to enact such legislation;

THEREFORE BE IT RESOLVED that the City of York Council urges the Ontario Government and Federal Government to enact legislation at the current sessions of Parliament to make campaign contributions and fundraising events tax deductible, in time for the 1988 Municipal Elections; and

THAT we urge all municipalities in Ontario with populations over 50,000; the Metropolitan Toronto Council, the Association of Municipalities of Ontario and the Federation of Canadian Municipalities to endorse this resolution;

and that the Seal of the Corporation be hereto affixed.

Carried Unanimously

Clerk

Mayor

A.

Hamilton Construction Association
370 York Blvd.
Hamilton, Ontario L8R 3L1
Telephone: 522-5220

December 18, 1987.

Alderman P. Valeriano, Chairman,
and Members of the Licensing Committee,
Corp. City of Hamilton,
71 Main Street West,
Hamilton, Ontario.
L8N 3T4

Dear Sir:

RE: By-Laws 84-71 and 87-325
Building Exterior Cleaners

It is with considerable concern that I write to you regarding the referenced by-laws. The implementation of these by-laws has been brought to our attention by one of our industrial sandblasting contractors as they have been informed that they are now required to be licensed under these by-laws.

Upon inquiry, we have been informed that the "purpose" of the by-laws was to regulate the operations of "sandblasters" who were carrying out work in public areas like residential streets, main thoroughfares, and similar areas.

What has been accomplished is to regulate industrial and commercial operations throughout the City, no matter where they operate. Thus, if one of our members is to sandblast in a major industry, on private property they are captured by the legislation.

We submit this by-law is seriously flawed and will, in fact, become simply a tax upon legitimate companies and will do nothing to achieve the purpose to control improper operations.

We find the following items in the by-law inoperative, unclear, and inappropriate for a variety of reasons and suggest that the municipality give serious consideration to rescinding this by-law until such time as it can be more clearly thought out.

1. The hours of work are totally inappropriate. The restriction from allowing off hours work may be completely contrary to an objective of limiting public inconvenience. Construction traditionally is an industry which starts early and ends early and which is also very weather dependent. Arbitrary restrictions of hours are unreasonable.

2. The definition of a "building exterior cleaner" is far too broad. It could even include a janitorial company using solvent to remove graffiti, if one wished to stretch the point.

3. The seven-day notice period is far too long and becomes totally meaningless. Even the Occupational Health and Safety Act dealing with construction projects requires a much shorter period of time for notification.

There are many areas of regulation and control which become applicable to the type of work this by-law addresses. They include:

1. Occupational Health and Safety Act.

2. Silica Designated Substance Regulations- pending 1988.

3. Lead Designated Substance Regulations.

4. Workplace Hazardous Materials Regulations- pending 1988.

5. Spills Bill.

6. Environmental Protection Act - has clear provisions regarding sandblasting operations.

In summary, we restate our request for the Municipality to rescind this by-law. In the instance that this request is not accepted, we request a moratorium on application of the by-law until the obvious deficiencies can be corrected.

We wish to stress to the Municipality that had the appropriate parties been notified and consulted prior to the passing of this legislation a more satisfactory solution to the perceived problem could perhaps have been found.

Control of every inconvenience and difficulty by new legislation is not productive nor does it solve the problems sought to be addressed.

We would be pleased to discuss this issue further with you at your convenience.

Respectfully,

HAMILTON CONSTRUCTION ASSOCIATION

L. Lee Kirkby, M.B.A.,
Executive Director.

LLK:jem

cc: Mr. S. Dembe

A.
(i)

FOR INFORMATION

REPORT TO: MRS. S. REEDER, SECRETARY
LEGISLATION COMMITTEE

FROM: MR. P. KUPPE, BUILDING COMMISSIONER
BUILDING DEPARTMENT

DATE: 1988 FEBRUARY 1
COMM FILE:
DEPT FILE:

SUBJECT

Building Exterior Cleaners, By-law 84-71 and 87-325

BACKGROUND

This Department has been aware of problems with sandblasting since 1980 and several attempts by the Department have been made to enact legislation which would enable the Department to adequately control sandblasting operations within the City.

The Department was asked to research legislation by elected officials in 1983. It was determined that inadequate authorities were contained in existing legislation to control the sandblasting industry in a satisfactory manner. A request was made that an application be made to the Province of Ontario for special legislation to permit the examination of sandblasting operators. This request was denied by the Legislation Committee in February of 1984.

On March 27, 1984, By-law 84-71 was passed respecting Building Exterior Cleaners.

Because of additional complaints being received, sandblasting was referred to the Pollution Control Sub-Committee and in October 1984, this Committee approved an application to the Province of Ontario for additional legislation allowing for the examination of sandblasting operators. To this date, there has been no formal reply from the Province to our request.

The intent of the by-law, in its current form, is to regulate days and hours of operation, that protection be provided for adjacent properties, and that clean up of the surrounding area take place after work is completed. Since there is no provision for a permit system with regards to sandblasting in any provincial Acts, a requirement for notice was intended to trigger inspections being carried out to provide control before or during commencement.

This Department is of the opinion that though existing legislation at the provincial level is in place, this legislation does not permit the municipality to adequately control the operation of sandblasting within the municipality.

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

1988 March 15

CA 4 ON HBL AQ
C 51L2
1988

URBAN MUNICIPAL

MAR 3

GOVERNMENT DOCUMENTS

NOTICE OF MEETING

Legislation Committee
Monday, 1988 March 21
10:30 o'clock a.m.
Room 233, City Hall

John Thompson
Secretary

JT:mjw

AGENDA

DELEGATIONS

A. 10:30 a.m. Hamilton Mundialization Committee - Budget Request

B. 11:00 a.m Hamilton Farmer's Market Committee - Reinstatement of Market Sub-Committee (no copy)

1. Approval of the minutes of the meeting held 1988 February 15.

2. Mayor R. M. Morrow

   (a) Civic Dinner for National Judo Championships

   (b) Banner for the 1988 National Gymnastics and Trampoline Championships

   (c) Ministry of Tourism and Recreation - Sports and Fitness Branch, Permission to Use City Crest

   (d) Canadian Union of Public Employees - One-minute cessation of work on 1988 April 28 in recognition of workers killed, injured, or disabled on the job

   (e) City of Regina - Proposed Railway Safety Act (see recommendation of Director of Traffic)

3. City Clerk

(a) Federation of Canadian Municipalities - 51st Annual Conference

(b) Account Transfer - Photocopier Purchase

(c) Permission to fly the Croation flag

(d) Use of City Hall Facilities

(i) Hamilton Minor Hockey Council General Meeting

(ii) Y.W.C.A. Strawberry Festival

(iii) Hamilton Mundialization Committee

(iv) Ontario Steering Committee for National Access Week

(v) Canadian Society of Safety Engineering

(e) Correction of School Support on 1987 Assessment Rolls

(i) 106, 125 and 127 Burton Street

(ii) 141 Dunkirk Drive and 679 Limeridge Road East

(f) Daylight Saving Time

4. Building Commissioner

Regional Trades Licensing By-law - See information report of the Manager of Licence Division re financial implications

5. Status of Women Sub-Committee

(a) Presentation of Annual Report by past Chairperson, Mary Jo McLaren

(b) Introduction of new Chairperson

(c) Authorization to attend Annual General Meeting of the National Action Committee

6. Parking Authority

Parking Privileges for persons
attending civic celebrations held at City Hall

7. Resolution

Township of Cumberland - Safety feature on gas regulators
(see recommendation of Building Commissioner)

8. Planning and Development Committee

Telephone in Council Chambers

9. Animal Control Sub-Committee

Re-examination of Programmes

10. Director of Culture and Recreation - Use of City Hall Facilities

(a) Senior Citizens Month

(b) Regional Senior's Games

11. Correspondence

Minister of Transport - Letter in response to City Council's resolution regarding the abolishment of a carman's position at Nanticoke (Information Only)

12. New Business

13. Adjournment

A.

ROBERT M. MORROW
MAYOR

Mayor's Office
Hamilton

1988 March 10

M E M O

TO: Members of the Legislation Committee

FROM: Mayor Robert Morrow

RE: Mundialization Committee Budget

As members of the Legislation Committee will recall representatives Jeannette Walkem and Doug Davies of the Hamilton Mundialization Committee appeared with their budget proposal at the January 4, 1988 meeting and after some discussion were requested to provide additional information about their income and expenses at a future meeting.

Again on January 18, 1988 these representatives were available to the Committee with their refined budget proposal but were requested to appear before the Committee after the other budgets had been dealt with.

As all City Budgets and 1988 Estimates have been approved and as the Mundialization Committee are preparing for an Open House at City Hall on Sunday, May 1, I would request your cooperation in having a Delegation from the Mundialization Committee at the meeting of March 21, 1988. I understand a budget recommendation from the Legislation Committee could be accomplished through a transfer of funds from the contingency account.

In fairness to the hard working representatives of the Mundialization Committee who have done so much over the years to assist with our World Twinning and Mundialization Program, I request your cooperation in meeting with the Delegation and assisting with their budget recommendations.

RM/DC/sp

Enclosure

HAMILTON MUNDIALIZATION COMMITTEE

Proposed Operating Budget for 1988

EXPENSES

I.	Events			
	1. January	Interfaith Meeting	$ 125.00	
	2. May	Annual Meeting	50.00	
	3. Fall	Pot Luck Dinner	100.00	
			Subtotal	$ 275.00
II.	Membership Fees			
	1. Ontario Mundialization Council @ $5/member		250.00	
	2. Disarmament Coalition		20.00	
			Subtotal	$ 270.00
III.	Conference Registrations			
	1. Ontario Mundialization Annual Meeting*			$ 000.00
	Pins			
	Purchased out of balance on hand			
IV.	Office Expense			
	1. Miscellaneous Supplies		$ 175.00	
	2. Information Kits for Ceremonies		100.00	
	3. Postage (Newsletter, Minutes, Notices)		300.00	
			Subtotal	$ 575.00
V.	Visiting Delegations			
	1. Delegations from twin cities			
	Basic expense (if delegations are as numerous as 1987 we may have to apply for an increase) Entertainment + gifts		$ 450.00	
			Subtotal	$ 450.00
VI.	Special Projects			
	1. 20th Anniversary Celebration		$2,500.00	
			Subtotal	$2,500.00
			TOTAL EXPENSES	$4,070.00

*No conference in 1988.

INCOME

Membship Fees

Current Membership 33 @ $5.00 each =	$ 165.00	
Bank Balance @ December 31, 1987	85.00	
Plus Services In Kind from City Hall Typing & Photocopying of Minutes - 6 times per year (20 copies of 3 pages each)		
Total Income		$ 250.00
TOTAL BUDGET REQUEST - 1988		$3,820.00

Note:

Expenses increased in 1987 due to:

- Increased number of twinnings & delegations visiting city
- Development of a mundialization pin to be purchased by members. A number of pins were also purchased for presentation to delegates from cities which have mundialized with Hamilton
- Increase in requests from cities to twin with Hamilton, i.e. increase in correspondence costs which included packages of materials on mundialization

1987 BUDGET SUMMARY

INCOME

Opening Bank Balance	$ 949.24	
Special Purpose Grants from Mayor's Office (this does not include photocopying, postage, typing services)	250.00	
Membership fees 33 @ $5.00	165.00	
TOTAL INCOME		$1,364.24

EXPENSES

Gifts for Delegation, Conference, Events, Registration Fees, Office Supplies, Postage	$1,279.84

Note:

This does not include services or goods donated by members

1987 BALANCE $85.00

ACTIVITIES OF MUNDIALIZATION COMMITTEE

1. Monthly Meetings - the second Wednesday, 7:30 p.m., Board of Education, Main Street. Currently 4 City appointees on Board.

2. Annual Interfaith meeting every January to promote understanding of world religions.
JANUARY 24, 1988 - 2:00 P.M. - CENTRAL LIBRARY, ROOM 215

3. Newsletter.

4. Correspondence with twinned cities and those requesting information regarding mundialization and possible twinning.
Correspondence for cultural reasons with other than twinned cities.

5. Promotion of mundialization - meetings, etc.

6. Annual meeting of Ontario Mundialized Cities.

7. Annual meeting of Hamilton Mundialization Committee.

8. Receptions for visitors from twinned cities. This is apart from attendance at the official receptions. Our entertainment and reception enables visitors from other countries to learn about the culture and people of our area.

9. Attendance at twinning functions to promote mundialization.

10. Semi-Annual Potluck where groups from our cultural twins get together in friendship and learn about each other.

Monday, 1988 February 15
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met:

There were present: Alderman V. Agro, Chairman
Alderman D. Christopherson, Vice-Chairman
Alderman R. Wheeler
Alderman T. Murray
Alderman P. Valeriano
Alderman M. Kiss
Alderman G. Gallagher

Regrets: Mayor Robert M. Morrow - Away on Civic business.
Alderman P. Cowell

Also present: Alderman G. Copps
Mr. E. A. Simpson, City Clerk
Mr. P. Hooker, City Solicitor's Office
Mr. B. Underhill, Treasury Department
Mr. J. Pavelka, Director of Public Works
Mr. B. Allick, Building Department
Mr. S. Dembe, Manager of Licencing
Mrs. Susan K. Reeder, Secretary

The Committee was in receipt of the minutes of their last meeting held Monday, 1988 February 1st and agreed to ADOPT these minutes.

Minutes - 1988 February 1 - Residents Against Mailboxes Association (RAM).

The Committee was in receipt of correspondence forwarded to them from the Mayor from the Residents Against Mailboxes Association (RAM).

Considerable discussion ensued on this matter and it was moved by Alderman Valeriano, seconded by Alderman Christopherson to donate an amount of $300. to the Association along with support of their resolution.

Recorded vote: Yeas: Valeriano, Kiss and Christopherson. Nays: Agro, Murray and Gallagher. MOTION LOST.

Moved by Alderman Wheeler, seconded by Alderman Gallagher and CARRIED to approve the following recommendation:

(a) That the City of Hamilton ENDORSE the following Provincial private member's resolution introduced by Mr. Don Cousens, MPP-Markham, and supported by the Residents Against Mailboxes (RAM) Association:

That, in the opinion of this House, recognizing that the Government of Canada's supermailbox program has created second class citizens of many Ontario urban dwellers, this Legislature strongly urges the Government of Canada to direct the Canada Post Corporation to:-

1. immediately abandon its supermailbox program;

2. halt all project installations of supermailboxes;

3. remove all supermailboxes at existing sites and to relandscape the area they occupied;

4. restore home delivery to all affected residences;

and that this resolution be forwarded to the Parliament of Canada; and

(b) That the Prime Minister of Canada, local Members of Parliament, The Honourable John Turner - Leader of the Opposition, The Honourable Ed Broadbent - Leader of the New Democratic Party, the Association of Municipalities of Ontario, the Residents Against Mailboxes (RAM) Association, and local media be advised of the City of Hamilton's endorsement of this resolution.

Sales Tax on Printing and Supplies.

The Committee was in receipt of a report from the City Treasurer dated 1988 February 10th regarding Account No. 0322-0541- Sales Tax on Printing and Supplies.

General discussion ensued on this matter and Mr. B. Underhill of the Treasury Department spoke on the report. The Committee moved to RECEIVE this report.

Recorded vote: Yeas: Agro, Valeriano, Gallagher. Nays: Wheeler, Murray, Kiss, Christopherson. MOTION LOST.

Moved by Alderman Christopherson, seconded by Alderman Murray and CARRIED that staff be directed to draft an appropriate resolution respecting the City of Hamilton's opposition to the sales tax presently being taxed on printed material for City Council approval and that this resolution be forwarded to the Federation of Canadian Municipalities for introduction at the next conference.

NOTE: Alderman Valeriano and Alderman Agro opposed.

Flag - Estonian.

The Committee was in receipt of a report from the City Clerk dated 1988 February 11th respecting permission to fly the Estonian Flag.

The Committee APPROVED the following recommendation:

That the request of the Estonian Society of Hamilton for permission to fly the Estonian flag from 1988 February 20th to 1988 February 27th inclusive on the occasion of the 70th Anniversary of the Independence of Estonia be APPROVED.

Kidney Foundation of Canada - Hamilton & District Chapter.

The Committee was in receipt of a report from the City Clerk dated 1988 February 11th respecting a request from the Kidney Foundation of Canada - Hamilton & District Chapter for the use of City Hall facilities.

The Committee APPROVED the following:

(a) That the request of The Kidney Foundation of Canada -Hamilton & District Chapter for the use of City Hall facilities on Tuesday, 1988 March 1st at 7:00 p.m. for their Annual Campaign Kick-Off be APPROVED.

(b) That the request of The Kidney Foundation of Canada -Hamilton & District Chapter to fly their flag during the month of March in recognition of Kidney Month be APPROVED.

Sunday Shopping.

The Committee was in receipt of a report from the Deputy City Clerk dated 1988 February 8th respecting a resolution on Sunday Shopping. This resolution was requested at the last meeting of the Committee for consideration.

The Committee APPROVED the following:

(a) That the Honourable Ian Scott, Solicitor General for the Province of Ontario, be advised that the Council of The Corporation of the City of Hamilton strongly objects to the proposed transfer of authority to municipalities, to regulate Sunday Retail Store Hours, and requests the Provincial Government to retain its present authority over the Retail Business Holidays Act.

(b) That copies of this resolution be forwarded to the Premier of Ontario, Area M.P.P.'s and the Association of Municipalities of Ontario.

Resolution - City of York - Tax Deductibility for Municipal Campaign Contributions.

The Committee was in receipt of a resolution from the City of York dated 1988 January 19th respecting tax deductibility for campaign contributions and fund raising events.

Alderman Gallagher expressed some concern on where this refund money will come from. The City Clerk indicated that he was aware of some proposed legislation of deducting expenses claimed from grants given to municipalities. Following discussion on this, the Clerk indicated that he would provide this information for the Committee.

It was then moved by Alderman Gallagher, seconded by Alderman Wheeler and carried to APPROVE the following:

> That the City of Hamilton ENDORSE the following resolution of the City of York respecting tax deductibility for campaign contributions and fund raising events:
>
> WHEREAS campaign contributions are not tax deductible as is the case Provincially and Federally, thus discriminating against municipal candidates and making it difficult to raise campaign funds.
>
> AND WHEREAS both the Association of Municipalities of Ontario (AMO) and the Federation of Canadian Municipalities (FCM) have endorsed a Motion passes unanimously by the City of York on 1983 May 30, urging the Provincial and Federal Governments to enact such legislation;
>
> THEREFORE BE IT RESOLVED that the City of York Council urges the Ontario Government and Federal Government to enact legislation at the current sessions of Parliament to make campaign contributions and fundraising events tax deductible, in time for the 1988 Municipal Elections; and
>
> THAT we urge all municipalities in Ontario with populations over 50,000; the Metropolitan Toronto Council, the Association of Municipalities of Ontario and the Federation of Canadian Municipalities to endorse this resolution.

Building Exterior Cleaners By-Law.

The Committee received a presentation from Mr. L. Lee Kirkby, Executive Director, Hamilton Construction Association. Mr. Kirkby expressed concern at the City's Building Exterior Cleaners By-Law 84-71 and 87-325. Mr. Kirkby indicated that the present By-Laws impact on industrial and commercial operations that operate on a regular basis. He added that the original purpose of the City's By-Laws was to regulate the operations of sandblasters who were carrying out work in public areas such as residential streets, main thoroughfares and similar areas.

General discussion ensued on this matter and Mr. Kirkby's letter of 1987 December 18th outlining the Association's concerns.

Mr. B. Allick of the Building Department spoke to the Committee and indicated that the By-Law does affect people that it was never intended to.

Mr. P. Hooker of the City's Solicitor's Department also commented on the City's By-Laws.

Following general discussion on this matter it was moved by Alderman Valeriano, seconded by Alderman Gallagher and carried to APPROVE the following:

> That the Provincial Minister of Municipal Affairs be petitioned to pass additional legislation allowing for the examination and classifying of sandblasting operators.

NOTE: The City's Building Exterior Cleaners By-Law 84-71 and 87-325 are intended to regulate days and hours of operation, protection for adjacent properties, and clean-up after the work is completed. However, there is no provision in provincial legislation for a permit system, and it is the opinion of the Building Department that although existing legislation is in place provincially, it does not permit the municipality to adequately control the operation of sandblasting.

For the information of the members of City Council, staff have been requested, following a response from the Minister, to meet with representatives of the Hamilton Construction Association to discuss possible amendments to the City's Building Exterior Cleaners' By-Laws and report back to the Legislation Committee.

Mr. E. Dodds, Heraldic Artist.

The Committee receive a presentation from a Mr. E. Dodds, Heraldic Artist, respecting the City's Coats of Arms. Mr. Dodds advised the Committee that only the Coats of Arms can be worn by a Civic official, not an ordinary citizen.

General discussion then ensued on the type of crest that could be used for those persons who wish to represent themselves as ambassadors of the City. Mr. Dodds advised that a crest sample that he passed around to members of the Committee with metallic threads would cost $12. each with a minimum 160 purchase. He further added that a crest with plain threads would be less costly. The Committee asked what the price would be per unit on purchasing lower numbers of crests and Mr. Dodds advised that he will obtain this price for the Committee.

Establishment of Subcommittee to investigate an Ambassadorial Crest.

It was then moved by Alderman Wheeler, seconded by Alderman Kiss and carried to RECEIVE Mr. Dodds report on this matter and further to set up a subcommittee under the Chairmanship of Alderman R. Wheeler for the purpose of looking at this matter with a view to offering an ambassadorial type of crest to community people. Alderman Agro indicated that he would be willing to sit on this subcommittee.

Adjournment.

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN V. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

Mrs. Susan K. Reeder
Secretary
1988 February 15

2(a)

ROBERT M. MORROW
MAYOR

Mayor's Office
Hamilton

February 23rd, 1988

MEMO TO: Mrs. Susan Reeder
Secretary - Legislation Committee

FROM: Mayor Bob Morrow

I would like to have an item placed on the Legislation Agenda as per the following:

> $5,000.00 for a civic dinner for the National Judo Championships taking place April 24th at the Holiday Inn.

Let me know the time and the date of the agenda so I can speak to it.

Thanks.

BM:tt

ROBERT M. MORROW
MAYOR

Mayor's Office
Hamilton

2(b)

1988 February 23

M E M O

TO: Mrs. Susan Reeder
Secretary
Legislation Committee

FROM: Mayor Robert M. Morrow

RE: 1988 National Gymnastics and Trampoline Championships (Ontario) Inc.

Would you please have the attached correspondence from Mr. Peter Cosentino, Special Events Coordinator for the 1988 National Gymnastics and Trampoline Championships (Ontario) Inc. brought to the attention of the Legislation Committee requesting that the City cover the costs and determine the method of financing for a banner to hang across Main Street during the week of May 16th to 22nd, 1988.

The banner should read, "Welcome to the 1988 National Gymnastics and Trampoline Championships".

Cost of banner not to exceed $750.00.

RMM/DC/cd
Attch.

cc CHERYL V

FEB 5 1988

1988 NATIONAL GYMNASTICS AND TRAMPOLINE CHAMPIONSHIPS (ONTARIO) INC.
1220 Sheppard Ave. E. • Willowdale, Ontario • M2K 2X1 • (416) 495-4110 • Telex 06-986157 OSACTOR Fax: (416) 495-4122

January 25, 1988

The Mayor's Office
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor's Office

As you are aware, Hamilton Ontario is playing host to the 1988 National Gymnastic and Trampoline Championships. This week-long competition begins on Tuesday May 17, 1988 at McMaster University. Over 700 of Canada's top gymnasts will be competing as they prepare for the road to the Olympics. The Finals will be held on Sunday May 22, 1988 at Copps Coliseum.

Thus far, the City of Hamilton has been most generous in enabling the organizational aspects of the competition to proceed smoothly. As the event draws nearer it is the Organizing Committee's hope that we may continue to work together.

In light of this, the Organizing Committee has two requests for the City of Hamilton. They are as follows:

1. In an attempt to achieve the highest level of awareness for this event, the Organizing Committee asks that the City of Hamilton declare the week of May 16 - May 22 as "National Gymnastics Week".

2. Also to achieve greater awareness for this event, that a banner be produced and displayed either over Main Street or at the City Hall itself. It would be most beneficial if this banner were displayed the week of and one week prior to the event.

It is felt by the Organizing Committee that if the above requests were met, then the event would be assured a great success. It is our hope that the City of Hamilton, as proud hosts of this National Event, be fully involved in every aspect.

I look forward to discussing the above two requests with you in the near future. Please feel free to call me at any time.

Yours Truly,

Peter Cosentino

Peter Cosentino
Special-Events Coordinator

LD - rec. to appropriate committee & city sponsorship

ORGANIZING COMMITTEE — CHAIRPERSON RHODA SILZER — FINANCE LESTER WOOD — TECHNICAL GENE SUTTON — PROTOCOL JANIS HRIC — HOSTING JANET CAMPBELL — SECURITY & ACCREDITATION KEVIN EBY

2(c)

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: John Thompson, Secretary
Legislation Committee

DATE: 1988 March 15
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Older Adult Walking Program.

BACKGROUND

Attached is a copy of a letter from the Ministry of Tourism and Recreation's Fitness Section addressed to His Worship Mayor Morrow dated 1988 January 29 in which permission is requested to reproduce the seal of the City of Hamilton for distribution to registrants participating in the Older Adult Walking Program. As participants complete the distance necessary for a designated City, such as Hamilton, they will receive a sticker with the City's name and seal to be placed on their walking certificate.

Attachment

John Thompson

cc. Council Members)from Mayor Bob
Mr. Lou Sage, C.A.O.)Morrow, Feb. 16/88
Mr. Bob Prowse, Secretary - Parks and Recreation Comm.)
Mr. Bob Sugden, Culture & Recreation
Mrs. Susan Reeder, Secretary - Legislation Committee (for approval of use o
City Seal)

FEB 4 1988

ONTARIO Incredible! ONTARIO Irresistible!

Ontario

Ministry of Tourism and Recreation
Ministère du tourisme et des loisirs
Sports & Fitness Branch
8th Floor
(416) 965-6311

77 Bloor Street West
Toronto, Ontario
M7A 2R9

77 rue Bloor ouest
Toronto, Ontario
M7A 2R9

January 29, 1988

His Worship
Mayor R. Morrow
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

The Ministry of Tourism and Recreation's Fitness Section in conjunction with the Older Adult Centres' Association of Ontario and Rockport Canada, has developed an Older Adult Walking Program for distribution across Ontario in May 1988. This program provides an opportunity for over 2 million adults in Ontario, aged 55 and over, to participate in a physical activity program developed specifically for their age group.

I am pleased to inform you that of the 25 cities selected for this program, Hamilton has been included as a destination point.

Designed to motivate the older adult population to become more physically active, registrants will accumulate kilometers as they go out for their daily walks. These will add up to an amount representative of the distance across Ontario between Windsor and Ottawa, 755 kilometers. Each of the 25 cities selected as destination points for the program have been assigned a specific number of kilometers. As participants complete the distance necessary for a designated city they will receive a sticker with the city's name and seal to be placed on their walking certificate.

This professionally developed package of a map, brochure/log book, guide to establishing a walking group and participation certificate will be distributed throughout 180 older adult centre's across the province. In conjunction with the launch of the program, walking clinics and press conferences will be held in seven cities throughout Ontario.

As a destination city of this program, my request is that you please forward to me a seal of your city in camera ready artwork form so that we may reproduce them for distribution.

When the program package is completed I will forward you a copy for your review. If you have any further enquiries you can contact me at (416) 965-6311 or by mail at 77 Bloor Street West, 8th Floor, Toronto, Ontario, M7A 2R9.

Thank you for your co-operation.

Yours sincerely,

Greg Joy
Corporate Fitness Consultant

2(d)

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: John Thompson, Secretary
Legislation Committee

DATE: 1988 March 16
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Canadian Union of Public Employees - "Day of Recognition".

BACKGROUND

Attached is a copy of a letter from the Canadian Union of Public Employees to His Worship Mayor R. Morrow dated 1988 February 19 requesting that a one-minute cessation of work be observed by all City Hall employees on Thursday, 1988 April 28 at 11:00 o'clock a.m. in recognition of all workers who have been killed, injured or disabled on the job. April 28th is the official Day of Recognition.

Attachment

John Thompson

Mrs. Cheryl Dembe

February 24th, 1988

FEB 24 1988

LOCAL 932 K. Petersen L. Sauve

CANADIAN UNION OF PUBLIC EMPLOYEES
SYNDICAT CANADIEN DE LA FONCTION PUBLIQUE

President • Président *Recording Secretary • Sécretaire-Archiviste*

February 19, 1988

37 Melbourne Street
Hamilton, Ontario
L8P 2A5

Mayor Robert Morrow
Hamilton City Hall
Hamilton, Ontario

Dear Mayor Morrow:

More than 10,000 Canadian workers have been killed in Canada's workplaces in the pst decade. Millions of others have suffered injuries, leaving them permanently or temporarily disabled. In 1982 alone, the most recent year for which firm figures are available concerning the tragedy that is played out in our nation's workplaces, more than one million work injuries were reported. Nearly half of these were disabling.

Work-related fatalities, injuries and disease accounted for 15.8 million lost workdays in Canada in 1981. The economic costs of such incidents has been estimated by Labour Canada to be as high as $20 billion each year.

And what of the human costs? The pain and suffering and sacrifice made by many workers and their families goes largely unrecognized by society. A police officer killed ont he job is mourned publicly and the loss to society is rightfully acknowledged. But the workplace death of a hydro line worker, an industrial workers, a truck-driver, a welfare worker, or countless others who also serve society, goes almost unreported and the only mourners are a small circle of family, friends and co-workers.

In keeping with the establishment by the Canadian Labour Congress of April 28th as labour's official DAY OF RECOGNITION for workers killed, injured or disabled ont the job, CUPE Local 932 requests that City Council proclaim April 28th, as an annual official DAY OF RECOGNITION for the sacrifice of such workers. We also request that the City call for a one-minute cessation of work at 11:00 a.m. on April 28th in recognition of such workers. (1) (2)

This would serve as a reminder of the need for safe and healthy workplaces and also serve as an incentive to all citizens to achieve this end.

Thank you for your consideration in this matter. We look forward to your response.

Yours truly,

Kathryn Petersen
President, Local 932

L 8

2(e)

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: John Thompson, Secretary
Legislation Committee

DATE: 1988 March 16
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

New Railway Safety Act.

BACKGROUND

Attached is a copy of a letter from Mayor L. Schnieder of the City of Regina to His Worship Mayor R. Morrow dated 1988 February 22 dealing with the City of Regina's Railway Relocation. Also attached is a copy of a report from Mr. Murray Main, Director of Traffic Services dated 1988 March 14 containing comments and recommendations on the subject correspondence.

The City of Regina is concerned about the potential impact of the Railway Safety Act as it is detrimental to a municipality's ability to realize its urban planning objectives through rail relocation and is recommending that cities communicate with the FCM to express their concerns.

Attachments

John Thompson

FEB 2 2 1988

TO: Mrs. S. K. Reeder
Secretary
Legislation Committee

FROM: Mayor Robert M. Morrow

You will need a Traffic report.

OFFICE OF THE MAYOR
CITY OF REGINA

February 22, 1988

His Worship Mayor Bob Morrow
City of Hamilton
City Hall
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

Re: Regina Railway Relocation

I am pleased to inform you that the City of Regina's Phase I Application for rail relocation has been approved by the Canadian Transport Commission (CTC) and the necessary funding commitments have been secured. As you are aware, this is the first rail relocation project to proceed under the Railway Relocation and Crossing Act (RRCA). After the longest hearing in the history of the CTC, a Decision was rendered which fully supported the following principles.

1. A municipality has the right to apply for rail relocation pursuant to the provisions of the RRCA with or without the consent of the railway.

2. A municipality has the right to plan for a railway transportation infrastructure which is compatible with its development plans and the aspirations of its citizens.

3. A municipality has the right, given that the railways are made whole and do not incur any loss for the fifteen years provided for in the Act, to receive the value of the railway lands released from railway use, as a result of relocation.

The City of Regina's citizens will benefit immensely from this precedent setting decision. However, other Canadian cities may not be as fortunate. The new Railway Safety Act, which was tabled in parliament on January 18, 1988 will, when it comes into force, rescind the RRCA. This new Act will virtually eliminate the municipality's ability to pursue railway relocations for urban development purposes. Furthermore, the new legislation contains no protection requiring that railways only break even from rail relocation. Relocations will likely become profit making ventures for the railways at the expense of municipal taxpayers. In Regina's case, the compensation requested by the railways would have approximately doubled the cost of relocation.

The City of Regina is concerned about the potential impact of the Railway Safety Act insofar as rail relocations are concerned. I urge you to consider this matter carefully and quickly. The Bill is now being considered by the Standing Committee on transport and may be passed by parliament within the next few months. This new Act is detrimental to a municipality's ability to realize its urban planning objectives through rail relocation. Canadian municipalities must immediately become involved.

I urge you to immediately communicate with the FCM or directly to the Standing Committee on transportation to express your concerns. The Secretary of the Standing Committee is Ellen Savage, telephone number (613) 996-1523. The government may be willing to alter the Bill, if sufficient concern is expressed at this time. However, the opportunity will be lost through delay.

Sincerely,

L. Schneider

Larry Schneider
Mayor

MEMORANDUM • CITY OF HAMILTON

TO : Mrs. Susan K. Reeder, Secretary
Legislation Committee

YOUR FILE:

FROM : Murray F. Main, P. Eng.
Director of Traffic Services

OUR FILE :

SUBJECT : **Correspondence – Office of the Mayor**
City of Regina – Regina Railway Relocation

DATE : 1988 March 14

I refer to your memo dated 1988 March 08 requesting that I report to you on the above mentioned subject.

A proper report on the matter would require the reading and analysis of the Railway Relocation and Crossing Act, and also of the new Railway Safety Act, and needless to say, time has not permitted this assessment. While a copy of the former Act is available in the City Solicitor's Office, we are advised that he does not have a copy of the second Act but that one is available for perusal in the local law library.

The Mayor of Regina states that the Railway Safety Act was tabled in Parliament on 1988 January 18, where it has apparently received the first reading. It appears from his assessment that the enactment of the new Railway Safety Act would drastically affect the power of municipalities to initiate railway relocations for the purpose of urban development goals, and assuming such is the case, this would appear to very much diminish the powers of the municipalities.

Because of the time constraints involved, I would recommend that the City follow the suggestion of Mayor Schneider and communicate with the Federation of Canadian Municipalities, and also directly to the standing committee on transportation, to express the concerns of the City of Hamilton. Also, since this is a very complex matter, it would be advisable for the Federation of Canadian Municipalities to have an assessment of the new Act performed by legal counsel in order that that Federation can be fully appraised of the situation, and take appropriate action on behalf its members.

MFM/jd

Murray F. Main

3(a)

FOR ACTION

REPORT TO: Mrs. Susan K. Reeder, Secretary
Legislation Committee

FROM: Mr. E. A. Simpson
City Clerk

DATE: 1988 March Ø8
COMM FILE:
DEPT FILE:

SUBJECT:
Federation of Canadian Municipalities - 51st Annual Conference - Halifax, 1988 June 3-6.

RECOMMENDATION
That the Legislation Committee authorize the attendance of a specified number of delegates to the 51st Annual Conference of the Federation of Canadian Municipalities to be held in Halifax on 1988 June 3-6.

E. A. Simpson
City Clerk

FINANCIAL IMPLICATIONS ***(IF NONE, STATE N/A)***

The cost of one delegate to attend conference will be approximately $1 800.

BACKGROUND

The FCM Office has advised that the City of Hamilton is entitled to 7 voting delegates.

FOR ACTION

346

REPORT TO: Legislation Committee

FROM: Mr. E. A. Simpson, City Clerk

DATE: 1988 March 10
COMM FILE:
DEPT FILE:

SUBJECT:

Account Transfer - Photocopier purchase

RECOMMENDATION

That $1,400. to be transfered from account no. 0322-0183 (rental - office equipment) to 0322-0171 (office equipment) to permit the purchase of a photocopier to be placed at the front counter area of the City Clerk's Department.

E A Simpson

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

BACKGROUND

For the information of the members of the Legislation Committee, approval for this purchase will result in no extra cost for photocopies within the City Clerk's Department as any copies made on the above machine, would have been made on the existing photocopier and having a photocopier at the counter area will save a considerable amount of staff time.

This machine can also be used by the Mayor's Office for low volume copying.

3(c)

FOR ACTION

REPORT TO: Mrs. Susan K. Reeder, Secretary
Legislation Committee

FROM: Mr. E. A. Simpson
City Clerk

DATE: 1988 March 07
COMM FILE:
DEPT FILE:

SUBJECT:

Permission to fly the Croatian flag - Sunday, 1988 April 10th.

RECOMMENDATION

That the request of the United Croats, Hamilton Branch, to fly the Croatian flag at City Hall on Sunday, 1988 April 10th in recognition of the Croatian Independence Day be APPROVED.

E. A. Simpson
City Clerk

FINANCIAL IMPLICATIONS ***(IF NONE, STATE N/A)***

N/A

BACKGROUND

3(a)i

FOR ACTION

REPORT TO: Mrs. Susan K. Reeder, Secretary
Legislation Committee

FROM: Mr. E. A. Simpson
City Clerk

DATE: 1988 March Ø8
COMM FILE:
DEPT FILE:

SUBJECT:

Use of City Hall Facilities - Hamilton Minor Hockey Council General Meeting.

RECOMMENDATION

That the request for the Hamilton Minor Hockey Council to use the City Hall Council Chambers on Wednesday, 1988 April 27th at 7:3Ø o'clock p.m. for their general meeting be **APPROVED.**

E. A. Simpson
City Clerk

FINANCIAL IMPLICATIONS ***(IF NONE, STATE N/A)***

N/A

BACKGROUND

It is anticipated that between 1ØØ - 15Ø coaches and executive will be attending this meeting.

3(a)ii

FOR ACTION

REPORT TO: Mrs. Susan K. Reeder, Secretary
Legislation Committee

FROM: Mr. E. A. Simpson
City Clerk

DATE: 1988 March 08
COMM FILE:
DEPT FILE:

SUBJECT:

Use of City Hall Facilities - Y.W.C.A. Strawberry Festival - Thursday, 1988 June 16th.

RECOMMENDATION

That the request of the Y.W.C.A. to hold their Annual Strawberry Festival in the forecourt of City Hall on Thursday, 1988 June 16th from 11:00 o'clock a.m. to 4:00 o'clock p.m. be APPROVED.

E. A. Simpson
City Clerk

FINANCIAL IMPLICATIONS ***(IF NONE, STATE N/A)***

N/A

BACKGROUND

31(d)iii

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson, City Clerk

DATE: 1988 March 15
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Hamilton Mundialization Committee - Photograph Exhibition.

RECOMMENDATION:

That the request of the Hamilton Mundialization Committee for the use of the second floor foyer in City Hall to display a major exhibition "China: Canadian Photo Perspective" from 1988 April 29 to 1988 May 12, be approved.

E A Simpson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

This exhibition was formally opened 1988 February 15 in the Lester B. Pearson building in Ottawa by the Right Honourable J. Clark. The Exhibit itself is insured by the Canada China Friendship Society.

3(a)IV

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 March 16
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

National Access Awareness Week - Display.

RECOMMENDATION:

That the request of the Ontario Steering Committee for National Access Week for the use of the City Hall Foyer for a display from 1988 May 29 to June 04, be approved.

E A Simpson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

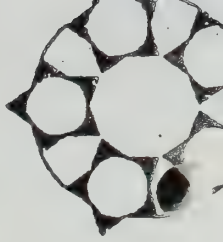
N/A

BACKGROUND

See attached newsletter on National Access Awareness Week.

Attachment

NATIONAL ACCESS AWARENESS WEEK news



ONTARIO

The Ontario Steering Committee for National Access Week has been active in plotting out just what can been done this year. The first year. In so little time.

One goal is clear. **Let's raise awareness of the week itself.** There will not be a lot of national or provincial media surrounding this first national awareness Week, so **IT'S UP TO YOU!**

The national committee has planned this as a grass roots project. And, a least for the first year, there is no funding available from government.

The job of the provincial steering committee will be to put you in touch with one another in your own community.

The provincial steering committee has scoured their phone books looking for doers and shakers in each regional municipality in the province. We have tried to identify these people as facilitators-- that is, a person who will call everyone they know in the disability field and set a date for the first meeting of your local steering committee.

In addition, we have alerted the various consumer groups and agencies of the names of all the facilitators so that they can pass down the information from their provincial offices.

What's Next?

We are all waiting with anticipation for the national Handbook to be released. This handy dandy guide will help your local committee sort out what appears to be an un-sortable mass of information about disability. How does one talk about all disabilities at once? Well, the answer isn't easy but the handbook is. Like we said before, the most important goal this year is to generate awareness of the week itself.

LOOK MOM!

Hot Shots to Watch:

Windsor: The Windsor Advisory Council for the Physically Disabled approached the office Responsible for Disabled Persons with a group ready and awaiting further instructions. Maybe summer has hit the Sun Parlor already.

Niagara: The Niagara Council for the Physically Challenged was formed just in time to take on the task of telling their neighbours that the **week is on** May 29 - June 4, 1988.

London (March 14th).
Kitchener - Waterloo (March 15th).
These cities are up and on the way. Watch for more NAW News for details.

3(a)v

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 March 16
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Canadian Occupational Health and Safety Week.

RECOMMENDATION:

That the request of the Canadian Society of Safety Engineering for the use of the City Hall Foyer to display posters during Canadian Occupational Health and Safety Week from 1988 June 21 - 24, be approved.

E A Simpson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

The Canadian Society of Safety Engineering promotes safety week throughout Canada during this time period, achieving a greater awareness in health and safety in the workplace.

3(a)i

FOR ACTION

REPORT TO: Legislation Committee

FROM: Mr. E. A. Simpson, City Clerk

DATE: 1988 March Ø1
COMM FILE:
DEPT FILE:

SUBJECT:

Correction of School Support on 1987 Assessment Rolls

RECOMMENDATION

That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, that the taxes for municipal properties known as 1Ø6 Burton Street, 125 Burton Street & 127 Burton Street in the City of Hamilton, be directed to the Public School Board.

E A Simpson

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

BACKGROUND

See Attached

Ontario

ASSESSMENT REGION NO. 12
Regional Municipality
Hamilton-Wentworth

119 King St. W., 3rd Floor, Box 2000, Hamilton, Ontario L8N 3Z9 Tel: 416/521-7409

RECEIVED
FEB 24 1988
CITY CLERK'S

February 23, 1988

Mr. E. A. Simpson
City Clerk
71 Main St. W.
HAMILTON, Ontario
L8P 1H4

Dear Sir:

RE:		
25 18 030 221 08300 0000		106 Burton St, HAMILTON, Ontario
25 18 030 221 09140 0000 & 0020		127 Burton St, HAMILTON, Ontario
25 18 030 221 09200 0000		125 Burton St, HAMILTON, Ontario

It has been brought to our attention by the Hamilton Public School Board, that the school support is incorrect on the 1987 Assessment Roll for the above mentioned properties.

This resulted from a clerical error in updating our records.

I am requesting that you take the appropriate action under Section 123(1) of the Education Act 1980 to have the taxes on the above properties directed to the Public School Board.

Yours truly,

E. G. Beres, M.I.M.A.
Regional Assessment Commissioner

EGB:cl

3(a)ii

FOR ACTION

REPORT TO: Legislation Committee

FROM: Mr. E. A. Simpson, City Clerk

DATE: 1988 March Ø1
COMM FILE:
DEPT FILE:

SUBJECT:

Correction of School Support on 1987 Assessment Rolls

RECOMMENDATION

That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, that the taxes for municipal properties known as 141 Dunkirk Drive and 679 Limeridge Road East in the City of Hamilton, be directed to the Separate School Board.

E.A. Simpson

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

BACKGROUND

See Attached

Application for ...

Assessment Act, R.S.O. 1980, chapter 31, section 15 (as amended)

To: The Regional Assessment Commissioner:

HAMILTON-WENTWORTH REGION

(Address)

119 KING ST. W. — 3RD FLOOR, HAMILTON, ONT.

City	Mun	Map/Div	Map/Sub	Parcel	Prim/Sub
25	15	170	542	18650	0000
NBHD				Reference	

Please enter or revise my school support designation on the Assessment Roll in accordance with the following information:

Municipality	Property/Mailing Address	Unit	Telephone No.
HAMILTON-WENT.	679 LIMERIDGE RD E.		389-6557

Mailing Address if different from above — City — Province — Country — Postal Code — Complete for rural areas only: Lot No. — Plan/Conc. No.

Business Address - If self-employed or in partnership in business — Telephone No.

List other properties that you own or rent in the Municipality or Region

The statistical information is essential and is required by the Provincial Government for new owners and tenants, new school registrations and change of address.

FRENCH ELECTION: Do you wish your name to appear on the electors' list for French language school purposes? Yes — E No — leave blank (See Note 2 below) / Désirez-vous que votre nom figure sur la liste des électeurs pour les écoles de langue française? Oui — E Non — laissez en blanc (Voir Remarque 2 ci-dessous)

CITIZENSHIP: A - Alien; Canadian Citizen and other British Subjects, please leave blank

RESIDENCY: U - Live on the property described above; A - Live elsewhere on this property; M - Live elsewhere in this municipality; N - Live in another municipality

SCHOOL SUPPORT: S - Separate School supporter/elector (see Note 1 below); P - Public school supporter/elector

RELIGION: R - Designates Roman Catholic/Ukrainian Catholic/Greek Catholic (other denominations please leave blank)

OCCUPANCY: O - Owner or joint owner; T - Tenant or joint tenant; S - Spouse of an owner or tenant; B - Boarder, lodger, children

IDENTIFIER: M - Male F - Female X - Business, institution, etc.

Act	Sequence	Surname	Christian Name(s)	ID	Occupancy	Religion	School Support	Residency	Citizenship	Year of Birth	Month of Birth Only if under 19 years	French Election
		CUFFARO	CHARLES	M	O	R	S	M		33	06	
		CUFFARO	LENA	F	O	R	S	M		38	09	
		CUFFARO	RITA	F	O	R	S	M		66	08	
		CUFFARO	ANGELA	F	O	R	S	M		76	11	

Please print names in full. List includes husband, wife, children and any other member(s) of your household.

Note 1 School Support
The option to be a separate school elector supporter is available only to Roman Catholics, which includes Greek and Ukrainian Catholics.
The Education Act permits Roman Catholics (which includes Greek and Ukrainian Catholics) who own or rent property located in a separate School Zone to direct the education portion of their property tax to the Separate School Board if they so desire. Any Roman Catholic living in a separate school zone may be a separate school elector if he she so desires.
Any queries on specific school support problems should be addressed to your local Separate or Public School Board.

Note 2 French Language Schools
This question is for the preparation of a list of electors for use by school boards and candidates for French-language school purposes.
French Language Schools are intended for pupils whose mother tongue is French, or who is a second language immersion programs are not part of these schools.

Remarque 2 Écoles de Langue Française
Cette question a pour but la préparation d'une liste d'électeurs à l'usage des conseils scolaires et des candidats pour les écoles de langue française.
Les écoles de langue française sont destinées aux élèves dont la langue maternelle est le français. Les programmes de français langue seconde (immersion) ne font pas partie de ces écoles.

Indicate (✓) area occupied	White Hse	Base Apt.	1st Floor	2nd Floor	3rd Floor	Owner or tenant of this property since: Month	Day
	✓					19 87 01	01
If not whole house indicate number of rooms							

Name of School Board/Agent

HAMILTON-WENTWORTH ROMAN CATHOLIC SEPARATE SCHOOL BOARD

is hereby authorized to act as agent in matters of school support designation in respect to the above mentioned property(ies) on behalf of the undersigned.

Signature of Owner or Tenant	Date	Month	Day
X C. Cuffaro	1986	09	02

Signature of Owner or Tenant	Date	Month	Day
X C. Cuffaro	1986	09	02

This Application is ☑ Approved ☐ Refused

Reasons for Refusal

Signature of Assessment Commissioner	Date	Month	Day
	19		

AT-C-84-3

3(f)

FOR ACTION

REPORT TO: Chairman and Members - Legislation Committee

FROM: E. A. Simpson, City Clerk

DATE: 1988 March 15
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Daylight Saving Time

RECOMMENDATION:

That the Mayor be authorized to issue a proclamation proclaiming Daylight Saving Time in the City of Hamilton from 2:00 a.m. Sunday, 1988 April 03 to 2:00 a.m. Sunday, 1988 October 30.

E A Simpson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

4.

FOR ACTION

REPORT TO: Mrs. S. K. Reeder, Secretary
Legislation Committee

FROM: Mr. P. Kuppe, P. Eng.
Building Commissioner
Building Department

DATE: February 22, 1988
COMM. FILE:
DEPT. FILE: 88.4.3 and 88.2.9

SUBJECT:

Regional Trades Licensing By-law

RECOMMENDATION:

That the City of Hamilton support the implementation of a Regional Trades Licensing By-law.

FINANCIAL IMPLICATIONS: (IF NONE, STATE N/A)

To be submitted by the Licence Administrator, City Clerk's Department.

BACKGROUND:

In October, 1979 a Report on the licensing function in the Area Municipalities of Hamilton-Wentworth was presented to the Regional Legislation Committee by the then Chief Administrative Officer, Mr. C. T. C. Armstrong. Following reception of this report by Regional Council, an ad hoc Licensing Committee was struck to investigate and report on the possibilities of Regional licensing of certain trades and activities in the Regional area. In April of 1980, Regional

Council approved of a Resolution by which certain trades, namely Electricians, Plumbers, Heating and Air-Conditioning and Ventilating Tradespeople, Building Renovators, Tile Drain Layers and Explosive Handlers be regulated and that legislation be requested for this purpose. All other trades and businesses were to be continued to be licensed by the Area Municipalities. In June of 1981, a further Resolution was adopted by Regional Council approving of the trades licensing function on a Regional basis with further representations to the Province of Ontario to amend the Regional Act.

As a result of a further report to the Regional Legislation & Reception Committee and to Regional Council, a further Resolution of Regional Council in May of 1982 was adopted approving of trades licensing function on a Regional basis and representation to the Province to amend the Regional Act accordingly. Following Council's Resolution, the former Regional Chairman, Anne Jones, in a letter to the then Minister of Municipal Affairs, the Honourable Claude Bennett, dated November 18, 1982, requested Trades Regulating Legislation in the Regional Act. On November 18, 1986, Bill 22 was given Royal Assent and passed as Statutes of Ontario 1986, ch.46. This Regional amendment adding Section 134a to the Regional Act authorized Regional Council to pass by-laws to examine, licence, regulate and govern the six trades above referred to.

LEGAL INTENT

Under the amendment to the Regional Act, Regional Council was empowered to pass by-laws to examine, licence, regulate and govern Contractors and Masters of the following trades:

Building Repair
Drain Repair
Electrical
Explosives
Heating, Air Conditioning & Ventilating
Plumbing

The express legal intent of the draft by-law is to licence, regulate and govern the above trades as they are carried out in the work place in the Regional Municipality. Licences would be issued to the persons carrying on the business of Contractor or engaged in a trade and recognized, for licensing purposes, as a Master of the above trades with provision being made for examination of such persons where it is clear that a licence may not be readily issued.

Apart from the general legal intent of the by-law, the specific legal intents of the By-law are as follows:

(1) Under Section 2 of the By-law every Contractor and Master carrying on the above trades in the Regional Area is required to obtain a licence from the Regional Licence Administrator named under the By-law. Section 2 also provides that no person shall carry on or engage in any of the trades or occupations above named without a licence to do so under the By-law.

(2) Section 2 also proposes to exclude any work or construction designed and

under the supervision of an Architect or Professional Engineer, and to exclude a trades contractor or person who has a valid registration under the Ontario New Home Warranty Program and to exclude any person carrying on any one of the above trades for his or her own benefit in premises owned by such person or the spouse of such person. In other words, everyone is caught by the By-law except for specific classes of individuals. The alternative would be to exclude everyone from the By-law licensing provisions except for certain classes of persons. The former course was chosen as being the most comprehensive, most easily interpreted and capable of consistent administration.

(3) It is further intended that each applicant for licence under the Regional By-law would apply to the Licence Administrator on Forms to be provided at each of the Area Municipal Offices. Provision is made under Section 3 for any person who has not renewed his or her licence for at least one year to be examined by the Trades Licensing Board.

(4) To provide an appeal process for any tradesperson or trades contractor denied a licence by appealing to the Trades Licensing Committee which is the Legislation and Reception Committee of the Region.

(5) A Licence Administrator, proposed to be Mr. S. J. Dembe of the City of Hamilton Clerk's Department, Licence Division, would account for all fees received from applications set out on Schedule 1 to the By-law. Mr. Dembe, under the By-law, would be acting as a Regional employee for these purposes. The fees would be placed in a separate account to be administered by the Regional Finance Department who would also provide all needed financial and budgetary assistance for the Licence Administrator. The Administrator would make annual reports to the Regional Council and to each Area Municipality of monies received and disbursed. Any surplus monies would be distributed back to the Area Municipalities in the proportion that their equalized assessment bears to the total Regional assessment. This figure is calculated annually.

(6) Under Section 6 of the draft By-law, Municipal Trades Inspectors named under Schedule 8 are also named as Regional By-law Enforcement Officers for the purpose of the By-law.

The By-law is to be enforced through the Building Inspection Officers of the Building Departments of the Area Municipalities. Any fines collected as a result of such enforcement are to belong to the Area Municipalities. Any fines collected as a result of the enforcement of the by-law apart from these provision, and under the general licensing provision belong to the Regional Municipality.

(7) It is also the intent of the By-law that a Trades Examining Board composed of 5 Panels, one for each of the trades, consisting of 3 persons for each Panel and to be composed of Municipal Inspectors and Tradespersons, would meet to provide examination to qualify the eligibility of contractors and masters in their respective trades. The examination results would be used by the Administrator of Licences to determine whether a licence should be issued to such person.

(8) Under Section 23 of the draft By-law it is intended that any offence or violation of a provision of the By-law be punishable on summary conviction with a fine of not more than $2,000.00.

(9) It is also the intent of the By-law that any tradesperson presently holding a licence in one of the Area Municipalities or in one of the designated Municipalities outside the Region and shown on the Schedule to the By-law, would be eligible to have a trades licence issued under the Regional By-law. A person who did not have a Certificate of Qualification issued by the Province of Ontario together with 2 years subsequent experience or a licence issued by a Municipality outside the Region and recognized under the Schedules to the by-law, would be asked to write an examination set by the Trades Examining Board for qualification for a licence.

It is the general legal intent of the By-law to regulate the contractors and masters of trades in the manner in which the business or trade is carried on for the consuming public but not to re-qualify those already qualified by Provincial legislation, namely under the Regulations to the Apprenticeship and Tradesmen's Qualification Act.

ANALYSIS

The draft Trades Licensing By-law accompanying this report and tabled by the Legislation and Reception Committee has been discussed with representatives of the trades associations in the Region, individual tradesmen and contractors, area municipal Chief Administrative Officers, Building Department officials and Inspectors from the Area Municipalities. Considerable correspondence has been received concerning contents of the previous drafts of the By-law. The By-law has had 14 drafts prepared.

Several areas of difficulty have been encountered in the drafting of the By-law. These may be summarized as follows:

(1) Schedule 1 to the By-law sets out suggested fees payable which are $150.00 for the Contractors engaged in each of regulated trades and $75.00 for each of the Master tradesmen. Mr. Steve Dembe will submit the Financial Implications.

(2) Who is to be licensed and who is to be excluded from the By-law. Section 2 of the By-law sets out that all contractors and master tradesmen engaged in the five trades already mentioned are to be licensed if they carry on such trade or occupation in the Regional area and are prohibited from carrying on such trade without having obtained a licence to do so. The exclusions under the By-law under Section 2(c) apply to any Building Contractor or Master Tradesperson who does work designed by an architect or professional engineer who is engaged in construction, or the exclusion extends to a tradesperson who has a valid registration under the Ontario New Home Warranty Program, or the exclusion applies to work done by any person for one's own benefit and not for hire. The By-law applies to new as well as existing buildings and not just existing buildings as was the case under the draft By-law previously tabled by the Legislation and Reception Committee. It is suggested that to limit the application of the By-law to existing buildings only would be in effect to set

up two parallel series of by-laws for enforcement, i.e. the Regional By-law on the one hand and the Area Municipality By-laws which regulate new and existing construction under these trades. It is important that there be no conflict between the Area Municipal By-laws and the Regional By-law and that there be no overlap or switching from one to the other in the course of enforcement of the regulations of the trades. It is important from the point of view of public certainty that one by-law only be looked to for regulating the five trades in question.

(3) The handling of fees and revenues and disbursement of same. This matter was given considerable thought and was the subject of considerable discussion. After a meeting of the Area Municipal Chief Administrative Officers, it was felt that the most appropriate and easily identifiable way of distributing revenues back to the Area Municipalities, after the deduction of administrative expenses, would be on the basis of the proportion of equalized assessment of each of the Area Municipalities related to the total equalized assessment of the Region. This is ascertained each year and could be used as the basis for the return of unused revenues to the Area Municipalities.

(4) Inspections and enforcement of the By-law. Under the By-law each of the Building Inspectors of the Area Municipalities become Regional By-law Enforcement Officers for the purpose of this By-law in the Area Municipality for whom they are employed. Schedule 8 to the By-law sets out the names of the Trades Licence Inspectors who are by-law enforcement officers. It is not anticipated that there be any chargeback for the service of these persons in the ordinary course of carrying out their inspections of the trades regulated by this By-law. Any expenses incurred in enforcement or further inspections or the issuance of Stop Work Orders or Court appearances would be properly chargeable as an administration of their roles as Regional By-law Enforcement Officers and chargeable as administrative expenses against the revenues received under the By-law.

(5) Appeals under the By-law. Appeals from the decision of the Administrator of Licences (Mr. Dembe) would be made to the Legislation and Reception Committee which will be called the Trades Licence Committee. The Committee would hold a hearing with the approval of Regional Council, under the provisions of Section 106 of the Municipal Act, whereby the Committee may hear the matter and report to Regional Council as though Regional Council were hearing the matter. Regional Council would then approve or deny the report. These provisions are set out in Section 20 of the draft by-law.

(6) A Trades Examining Board is established whereby person are examined to be qualified as Masters of the trades to be regulated. The Board is made up of Panels serving each of the trades, each Panel having three members. It is recommended that the present Director of Inspections of the City of Hamilton, Mr. Brian Allick, be the Chairman of the Trades Examining Board. The composition of the Trades Examining Board is set out in Schedule 9 to the By-law.

(7) Penalties. There is provision under Section 23 of the draft By-law for a fine on conviction of not more than $2,000.00 for a person contravening a

Section of the By-law. Section 24 provides that all fines shall be collected by the Licence Administrator and held along with the other revenues received by him in connection with applications under the By-law.

(8) Under Section 25 of the By-law, Area Municipal By-laws regulating the trades in the draft By-law, attached, will become void on December 31st, 1988 and must be renewed under this By-law for the year commencing January 1, 1989. Each Area Municipality will have to examine its own Trades Licensing By-law to see which provisions should be repealed to be consistent with the Regional By-law.

(9) Schedule 2 to the By-law sets out the regulations for Electrical Contractors and Electrical Masters. There are provisions for reciprocal recognition of a licence obtained in other municipalities. These are set out in Section 7 of Schedule 2. It is anticipated that applications will be made to be licensed under the Regional By-law by persons whose ordinary place of business is outside the Region, for example Burlington, Caledonia and Brantford. They may also be licensed in those municipalities. Brantford is recognized.

(10) Schedule 3 sets out the regulations for Plumbing Contractors and Plumbing Masters. The general licensing requirements are similar to that of Electricians.

(11) Schedule 4 regulates Heating, Air Conditioning and Ventilation Contractors and Master Heating, Air Conditioning and Ventilation Installers. This Schedule has been extensively revised to comply with the provisions of the Apprenticeship and Tradesmens' Qualification Act.

(12) Drain Repair Contractors and Installers are regulated under Schedule 5 of the By-law.

Journeymen are not regulated under the By-law as there is no provision in the enabling legislation and other Provincial legislation may be used for this purpose.

(13) Schedule 6 to the By-law regulates the Building Repair Contractors and Masters. These tradesmen are obliged to provide public liability and property damage insurance while working in existing dwellings which are usually private homes.

(14) Schedule 7 to the By-law provides for the appointment of Steven Dembe as Administrator of Licences. Mr. Dembe and his licensing staff at the City Hall, Hamilton, will provide the necessary persons and equipment to carry out the administration of the Regional Trades Licensing By-law. His time will be accounted for and charged to the revenues received under the By-law with accounting procedures and financial requirements provided by the Regional Finance Department.

(15) Under Section 25 of the draft By-law tradespersons presently licensed by the Area Municipalities will be required by January 1, 1989 to apply for and

obtain a Regional Trades Licence. These forms may be picked up at the Area Municipal Offices and returned to the central Licence Administrator's Office at City Hall, Hamilton. Those persons who are presently licensed as a tradesperson by the Area Municipalities will, for the most part, have their licences renewed without undergoing a trades examination by the Trades Examining Board. It is estimated that about 80% of those presently licensed will qualify for the issuance of a Regional Licence without a trades examination.

There may be persons presently licensed by the Area Municipalities as tradespersons who are not qualified under the regulations of the draft By-law. These persons are to be dealt with on an individual basis and, of course, they have their rights of appeal under the By-law.

(16) A number of written and oral representations were made by tradespersons either within or without Trade Associations concerning certain sections of the draft By-law. Some of these concerns and objections related to the level of enforcement of the Regional Trades Licensing By-law. The enforcement of the By-law is, of course, up to the Trades Inspectors of each of the Area Municipalities and it is expected that there be some consistency of enforcement among all of them. The level of enforcement is not a matter to be included in the By-law but is a matter of administration associated with each of the Building Departments of the Area Municipalities.

(17) Representations were made as to the constitutional basis for the By-law regulating tradespersons already regulated under the Provincial or Federal Energy Acts (Union Gas Company). It is a legal view that this By-law rests on a sound Legislative basis by the appropriate amendment to the Regional Act. Court challenges will be dealt with on an individual basis and reported to the Legislation and Reception Committee for information or direction as the need requires.

(18) The formulation of Application Forms and procedures by both the Licence Administrator and the Trades Examining Board and the Appeals process will be worked out as soon as time permits and need requires. A further Report will be made to the Legislation and Reception Committee recommending the names of the persons to comprise the Panels for the examination of the various tradespersons by the Trades Examining Board under Schedule 9.

FOR INFORMATION

REPORT TO: Mrs. S. K. Reeder, Secretary
Legislation Committee

FROM: Mr. S. J. Dembe
Manager, Licence Division

DATE: March 14, 1988
COMM FILE:
DEPT FILE:

SUBJECT:

Regional Trades Licensing By-law

BACKGROUND

The following information is submitted with respect to the Financial Implications of Mr. P. Kuppe, Building Commissioner's report dated February 22, 1988:

FINANCIAL IMPLICATIONS

It having been previously agreed to recommend to Regional Council that the Regional Trades By-law be administered by the City of Hamilton, City Clerk's Department, Licence Division, we commenced a preliminary budget for the 1988 calendar year, based on 1987 expenditures and income. Due to the duplication of licensing tradesmen across the region, the City of Hamilton presently has approximately 80% of all tradesmen on their computer. As such, the additional 20% which would be required to be added to the system along with minimal increased administration would not necessitate additional staff.

The basis for the budget was to completely cost recover the administration expenses for the program. Additionally, it was felt that a sufficient sum should be set aside for start-up costs, a legal contingency and Board of Examiners expense. Preliminary licence fees were also suggested. Due to some uncertainty as to the number of businesses and master tradesmen who would become licensed on a regional basis as opposed to them now being licensed by the individual area municipality, a conservative estimate of 800 contractors and 1000 masters was used to prepare revenue estimates. Within the whole region, there are presently more licensed contractors and masters than the figures above indicate. Our preliminary figures would indicate a small surplus following the first year which would be distributed to each area municipality annually, based on a ratio of the equalized assessment for each area municipality.

SJD/hm

5(a)

FOR INFORMATION

REPORT TO: Mr. J. Thompson, Secretary
Legislation Committee

FROM: Mrs. S. Glover, Secretary
Hamilton Status of Women Sub-Committee

DATE: 1988 March 15
COMM FILE:
DEPT FILE:

SUBJECT:

Hamilton Status of Women Sub-Committee Annual Report

BACKGROUND

For the information of the Legislation Committee, Ms. McLaren, Past Chairperson of the Hamilton Status of Women Sub-Committee will be in attendance at the meeting to address this report.

SG

SG/jc

Hamilton Status of Women
THE HAMILTON STATUS OF WOMEN SUB-COMMITTEE
CITY HALL, 71 MAIN ST. WEST, HAMILTON, ONT. L8N-3T4
(416) 526-2735

ANNUAL REPORT

For March 1987 - March 1988

The following is an outline of the activities of the Status of Women Sub-Committee during the above-mentioned term.

- met with Geoff Scott M.P. on April 18th 1987 to discuss his Committee report of Government Funding for Women's Groups. The final report was very satisfactory.

- liaized with Domestic Violence Council and participated in proclamation for family violence prevention month at City Hall, April 12Ø, 1987 and May Day May Day workshop on domestic violence on May 7, 1987.

- assisted in update of Battering brochure.

- attended National Action Committee on the Status of Women annual meeting in Ottawa, May 8th - 11th and participated in the lobby at the Hose of Commons, etc.

- responded to numerous requests from the National Action Committee to write letters of support concerning different legislation, and met with Fleurette Osborne, a member of the N.A.C. executive and the Employment Equity Co-ordinator at McMaster University.

- attended Mothers Day Walk for Peace.

- met with Maggie Fischbuch, Housing Policy Development Officer and supported efforts for increased affordable housing in Hamilton.

- prepared a brief containing issues of concern to women for the candidates in the area in the Provincial Election held on September 1Ø, 1987. The brief was sent to all candidates and a Press Conference was held at City Hall on September 1 to discuss the issues and the brief.

- participated in Women's World, October, 1987, by having a display booth for the Sub-Committee. Committee members tended the booth for the weekend and were available to meet the public, answer questions, and advertise upcoming functions.

- provided representation to the local Council of Women and the Women's Centre in Hamilton, and supported many local women's organizations by writing letters of support (eg. Elizabeth Fry Society, Interval House, Tammi's, etc.).

- wrote numerous letters to individual women for particular achievements.

- attended functions sponsored by Sexual Assault Centre (eg. Take Back the Night March), Business and Professional Women's Club (guest speakers Shirley Martin, M.P. and Marion Dewar, M.P.), Elizabeth Fry Society, etc.

- supported and attended the Black Women's Conference, July 16, 1987.

- over 60 events were attended by 88 representatives (of our membership of 14) during the past year.

- participated in the appeal to end discrimination against single mothers when applying for Student loans. This appeal was successful, as the criteria changed and the discrimination lifted. Many women's groups participated in the appeal.

- co-sponsored the Women and Politics Conference held January 29 and 30, 1988, with the local Council of Women. Over 200 women attended the Conference with speakers such as Sam Ion, Iona Campagnola, Sylvia Gold, Dr. Sylvia Bashevkin, Joyce Fairburn, etc. On the Saturday evening, Diane Gordon, actress, presented a one-woman show based on the life of Agnes MacPhail, M.P.

- hosted the annual Women of the Year Banquet, where 6 outstanding women were chosen in 6 different categories. A special tribute was also paid to the Hon. Ellen Fairclough. Over 820 attended the dinner which was the highest turnout we have had to date. Guest Speaker was Dr. Rasalie Bertell, nuclear physicist and enviornmental health expert.

- the ground work was done and an application completed for a summer student project on Non-Traditional Jobs in the Region.

- preparations were made for a debate on Free Trade, which is scheduled for March 31, 1988. The speakers will address the effect of Free Trade on Women, and two will speak in favour of free trade and two will speak against it. This event is co-sponsored by the Hamilton & District Labour Council - Women's Committee.

Submitted by: Mary Jo McLaren
Chairperson
Hamilton Status of Women
Sub-Committee

March 14, 1988.

5(c)

FOR ACTION

REPORT TO: Mr. J. Thompson, Secretary
Legislation Committee

FROM: Mrs. S. Glover, Secretary
Hamilton Status of Women Sub-Committee

DATE: 1988 March 15
COMM FILE:
DEPT FILE:

SUBJECT:

Hamilton Status of Women Sub-Committee Representation at National Action Committee annual General Meeting

RECOMMENDATION

That approval be given for six members of the Hamilton Status of Women Sub-Committee to attend the National Action Committee Annual General Meeting in Ottawa from May 13-16, 1988.

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

(a) That two members, attending as Delegate and Observer, be fully funded as follows:

Registration	-$100.00
Accommodation	- 60.00
Transportation	- 100.00
	260.00 x 2 = $520.00

(b) That registration only be paid for the remaining four members, attending as Observers, at a cost of $135.00 x 4 = $540.00

(c) That funds for the total expenditure of $1,060.00 are available and have been budgetted for in Account #0372-1091 - Travelling.

SG.

SG/jc

6.

MEMORANDUM • CITY OF HAMILTON

TO	:	Alderman V. Agro, Chairman and Members, Legislation Committee	YOUR FILE:
FROM	:	Mrs. Susan K. Reeder, Secretary Legislation Committee	OUR FILE :
SUBJECT	:	**Parking Privileges for persons attending civic celebrations held at City Hall.**	DATE : 1988 March Ø8

The Legislation Committee at their meeting held Monday, 1988 February 1st requested a report on the feasibility of providing parking privileges at the City Hall parking lot for persons attending civic celebrations at City Hall.

Attached herewith is a report from the General Manager of the Parking Authority on this matter.

Susan K. Reeder.

SKR:dbm
Attch.

CHAIRMAN:
THOMAS D. ADAMSON

MEMBERS:
ALD. V. AGRO
ALD. J. GALLAGHER

THE PARKING AUTHORITY
OF THE CITY OF HAMILTON

80 MAIN STREET WEST, HAMILTON, ONTARIO L8P 1H6

PETER G. BAKER
GENERAL MANAGER

TELEPHONE: (416) 527-0841

1988 02 23

Legislation Committee
City Hall
Hamilton, Ontario

Attention: Susan Reeder
Committee Secretary

Dear Mrs. Reeder:

RE: PARKING PRIVILEGES FOR PERSONS ATTENDING CIVIC CELEBRATIONS HELD AT CITY HALL

While recognizing the importance of acknowledging those persons associated with such organizations as those mentioned in your memo to me of February 4, I would, however, advise that I have no practical way of administering a parking control plan which would allow those persons to park at "no charge" in the City Hall facility. It is possible to issue a special permit for the day and time in question; but, this would invite criticism of the City by other parkers who would still have to pay.

As the managers of the City Hall lot, the Parking Authority has a mandate to operate "in the black" and therefore, look upon these special groups in the same manner as we would any other Hamiltonian coming to City Hall for any one of a multitude of purposes.

I would recommend that since the concept is not feasible, that special exceptions not be made to the present policy. Please call me if added information is required on this matter.

Yours sincerely

Peter G. Baker
General Manager

PGB/fa

MEMORANDUM • CITY OF HAMILTON

TO : Mr. P. Baker
General Manager
Hamilton Parking Authority

YOUR FILE:

FROM : Mrs. Susan K. Reeder, Secretary
Legislation Committee

OUR FILE :

SUBJECT : **Parking Privileges for Persons attending Civic Celebrations held at City Hall**

DATE : 1988 February Ø4

Further to my telephone conversation yesterday, with Mrs. Astley, this will confirm that the Legislation Committee at their meeting held Monday, 1988 February 1st requested a report on the feasibility of providing parking privileges at the City Hall parking lot for persons attending Civic celebrations at City Hall.

There are approximately 15 of these events in a year and are held either in the evening or on the week-end; i.e.: Latvian Independence Day, Max Rotman Humanitarian Youth Awards, etc. Attendance at these events varies from 5Ø people to 2ØØ people.

Would you please provide me with a report on this matter, as well as an indication on how such a system could be administered. I would like to present this matter to the Legislation Committee at their meeting to be held Monday, 1988 February 29th, and would therefore request a report from you no later than Tuesday, 1988 February 23rd.

Susan K. Reeder.

SKR:dbm

CANTON DE TOWNSHIP OF
cumberland

C.P., BOX 15, R.R. 3, NAVAN, ONTARIO K4B 1J1 TELEPHONE 835-2526

December 31, 1987

7.

TO ALL REGIONAL MUNICIPALITIES OF ONTARIO

ATTENTION: Regional Clerk

Re: Safety feature on gas regulators

The Council of the Corporation of the Township of Cumberland at its meeting held on December 22, 1987 endorsed the following resolution:

"**THAT WHEREAS** the inquest for the tragic event on Hoskins Crescent has been adjourned for an indefinite period of time; and

WHEREAS it is clear from the facts available and the actions of Consumers Gas with respect to installing vent shields, that vent shields are an added safety feature on gas regulators;

BE IT THEREFORE RESOLVED that the Council of the Township of Cumberland recommend to the Minister of Consumer and Commercial Relations that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario; and

BE IT FURTHER RESOLVED that the Council of the Township of Cumberland recommend to the Minister that "overpressure cut-off valves" (OPCO) be mandatorily included in the manufacture of all gas to be used in new construction in this Province; and

BE IT FURTHER RESOLVED that these concerns be forwarded to the Regional Municipality of Ottawa-Carleton and all metropolitan regions in Ontario, as well as the Association of Municipalities of Ontario for endorsement and follow-up.

We would ask that you place this matter before your Council for its consideration and endorsement.

Yours truly,

Carmelle Bedard
Deputy Clerk

CB/lg

FEB 17 1988

FOR ACTION

REPORT TO:

Mrs. Susan K. Reeder
Secretary
Legislation Committee

FROM:

Paul Kuppe, P. Eng.
Building Commissioner
Building Department

DATE: 1988 February 16
COMM. FILE:
DEPT. FILE: 88.2.2.1

SUBJECT:

SAFETY FEATURE ON GAS REGULATORS

RECOMMENDATION:

That the resolution of the Township of Cumberland that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario, not be endorsed.

FINANCIAL IMPLICATIONS: (IF NONE, STATE N/A)

N/A

BACKGROUND:

The Township of Cumberland passed a resolution on December 22, 1987 recommending to the Minister of Consumer and Commercial Relations that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario and further that "over-pressure cut-off valves" (OPCO) be mandatorily included in the manufacture of all gas meters to be used in new construction.

We have been in contact with a Professional Engineer from Union Gas who has indicated that existing regulators on natural gas meters have a proven safety record in Canada, the U.S. and Europe over 25 years. Their records indicate there is only one chance in a million that a regulator could malfunction because of icing over of the relief vent.

They also indicate they are not prepared to install regulator vent protectors because they feel it imprudent to tamper with a proven technology by adding a piece of untested equipment, especially when this piece of equipment purports to help avoid a highly improbable occurrence.

For the same reason, they recommend against the installation of the "over-pressure cut off" (OPCO) regulator.

The Building Department concurs with the opinions expressed by Union Gas.

8.

FOR ACTION

REPORT TO: Mrs. Susan K. Reeder, Secretary
Legislation Committee

FROM: Mrs. Susan K. Reeder
Acting Secretary
Planning & Development Committee

DATE: 1988 March 08
COMM FILE:
DEPT FILE:

SUBJECT:

Telephone in the Council Chambers.

RECOMMENDATION

That the Legislation Committee investigate the possibility of installing a telephone outlet in the City Hall Council Chambers for a telephone to be placed on the round Clerk's table in the middle of the Chambers. Financial implications costs to be determined as part of the investigative research.

Susan K. Reeder

Susan K. Reeder
Acting Secretary

FINANCIAL IMPLICATIONS ***(IF NONE, STATE N/A)***

To be advised.

BACKGROUND

The Planning and Development Committee will be using the Council Chambers to hear the Public meeting zoning applications portions of their meetings. During these meetings it is often necessary for calls to be made to other departments for staff people to attend to speak to a particular matter. This is very difficult to do since it requires someone to leave the Chambers and the meeting discussions in order to make a call.

Continued .....

It is the view of the Planning and Development Committee that a telephone at the Clerk's round table would facilitate the meetings.

The Legislation Committee may wish to investigate the possibility of placing a phone jack in the Council Chambers and purchasing a telephone which can be hooked up during a meeting. The phone could then be removed and kept in the safe keeping of the City Clerk. Such a set up would prevent an unattended phone from being used for unauthorized long distance phone calls.

9.

FOR ACTION

FROM Animal Control Sub-Committee **DATE** 1988 February 19

TO Legislation Committee **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT

Re-Examination of Programs Approved in November of 1986

RECOMMENDATION

That the amendments and programs, instituted as a result of the Animal Control Sub-Committee's recommendations which were adopted by City Council 1986 November 11, be continued.

Mrs. L. Peddle, Secretary
Animal Control Sub-Committee

LP:mec
Attach.

BACKGROUND

Item #15 of the recommendations of the Animal Control Sub-Committee adopted by City Council 1986 November 11, directed that in a period of 1 year, the Animal Control Sub-Committee re-examine all approved programs for effectiveness, operating costs and cost recoveries where applicable, with a view to their alteration, continuance or disbandment.

The Animal Control Sub-Committee reviewed all of its November 1986 recommendations at a meeting held 1988 February 05 and concurred that the Programs should be continued. There was a delay in the implementation of some of the programs, i.e. cat control, parks program, due to the addition and training of additional staff, and the purchase of additional vehicles in order to meet these commitments. All programs were in place by 1987 June 01.

The attached report details each of the recommendations adopted by City Council 1986 November 11, along with the comments of the Sub-Committee at the review meeting held 1988 February 05.

c.c. Alderman T. Cooke, Chairman

MAR 3 1988 10(a)

FOR ACTION

REPORT TO: Mrs. S. Reeder, Secretary
Legislation Committee

FROM: Miss A. Schimmel, Director
Culture and Recreation Department

DATE: 1988 March 02
COMM FILE:
DEPT FILE: Sr. Citizens
Sp. Events

SUBJECT:

Use of City Hall Facilities - Senior Citizens Month

RECOMMENDATION

(a) That permission be granted to utilize the City Hall first and second floor foyers for the period June 6th to 17th, inclusive, to display Senior's art work, in conjunction with Senior Citizens Month.

(b) That permission be granted for use of the City Hall forecourt on June 6th and June 17th, from 12:00 noon to 4:00 p.m. for the opening and closing ceremonies of the Seniors Carousel.

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

Miss A. Schimmel, Director
Culture & Recreation Department

BACKGROUND

For the information of the Committee, we will require the use of a P.A. system and approximately one hundred chairs for the forecourt activities.

MAR 3 1988

1066

FOR ACTION

REPORT TO: Mrs. S. Reeder, Secretary
Legislation Committee

FROM: Miss A. Schimmel, Director
Culture and Recreation Department

DATE: 1988 March 02
COMM FILE:
DEPT FILE: Sr. Citizens
Sp. Events

SUBJECT:

Use of City Hall Facilities.

RECOMMENDATION

That permission be granted to utilize the City Hall's first and second floor foyers, on May 18th and May 19th, from 9:30 a.m. to 4:30 p.m. to hold registration for the Regional Senior's Games.

Miss Audell Schimmel, Director
Culture & Recreation Department

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

BACKGROUND

N/A

11.

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: John Thompson, Secretary
Legislation Committee

DATE: 1988 March 15 .
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Abolishment of the Carman's position at Nanticoke.

BACKGROUND

Attached for your information is a copy of a letter from the Minister of Transport to His Worship Mayor R. Morrow dated 1988 February 09 in response to a resolution adopted by City Council 1987 June 23 supporting the Brotherhood Railway Carmen of the United States and Canada's position at Nanticoke with the Canadian National Railways should not be abolished.

Attachment

Mr. E. A. Simpson, City Clerk
Mrs. Susan Reeder, Secretary - Legislation Committee

FEB 12 1988

February 15th, 1988

FEB 11 1988

Minister of Transport

CANADA

Ministre des Transports

His Worship Mayor Robert M. Morrow
Office of the Mayor
P.O. Box 2040, Station "A"
Hamilton, Ontario
L8N 3T4

FEB - 9 1988
FEV

Dear Mayor Morrow:

This is in reference to your letter of 18 November 1987, regarding the abolishment of a carman's position at Nanticoke. I have noted the support of your Legislative Committee as adopted under Section 11 of the Tenth Report for the position of the Brotherhood Railway Carmen.

I wish to point out that railway company decisions affecting levels of employment should be handled through the normal industrial relations process between the union and CN. It would not be appropriate for me to intervene in CN management decisions.

The management of CN is responsible for the safe and efficient operation of the railway, including any decision with respect to adequate inspection of equipment. However, railway safety practices were very closely monitored by the Canadian Transport Commission (CTC) which was replaced on 1 January 1988 by the National Transportation Agency (NTA). Great efforts are taken to ensure that any changes made by the railways will not be detrimental to safety and the NTA will continue to carry on the CTC's role for railway safety, pending passage of the Railway Safety Act.

I understand that CTC officials thoroughly investigated the possible impact of the abolishment of the carman's position at Nanticoke on safety. The CTC concluded that the operational change implemented by the railway has not adversely affected the railway's safety performance with regard to equipment inspection.

.../2

Ottawa, Canada K1A 0N5

While I certainly appreciate your concern about safety, it should be noted that the railways' safety record is continuously improving; CP and CN rank in the top five of the twenty-eight largest railways in North America with regard to safety performance. This is particularly significant when one considers that CN alone operates, on average daily, over 46,000 km of track, 500 freight trains and, on behalf of VIA and other agencies, 250 passenger and commuter trains.

I can assure you that railway operations are continuously monitored in an effort to ensure the safety of the public and of railway employees. The requirements of the Railway Act and former CTC orders are strictly enforced.

As you know, technology is making changes to the railways as it is in all aspects of our lives. I am confident, however, that the CTC has ensured that these changes have taken place in a safe manner; the new NTA will continue to ensure that such changes are implemented safely. The government has, and will retain, the power to require that safety is maintained or improved by technological innovation.

I hope the foregoing has addressed your concerns and has assured you of the government's commitment to a safe rail system.

Yours sincerely,

John C. Crosbie

cc: Council Members

Office of the Minister of Transport

CANADA

Cabinet du ministre des Transports

DEC 21 1987

DEC 14 1987

His Worship Robert M. Morrow
Mayor of Hamilton
P.O. Box 2040, Station "A"
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

On behalf of the Honourable John C. Crosbie, Minister of Transport, I would like to thank you for your letter dated November 18, 1987, concerning the abolishment of the Carmen's position at Nanticoke.

Please be assured that I will bring your correspondence to the Minister's attention at the earliest opportunity.

Yours sincerely,

Hélène L. Lajoie

William R. Crosbie
Special Assistant

Endorsed

ROBERT M. MORROW
MAYOR

Hamilton

1987 November 18

The Honourable John C. Crosbie
Minister of Transport
House of Commons
Ottawa, Ontario
K1A 0A6

Dear Honourable Sir:

Hamilton City Council at its meeting on Tuesday, 1987 June 23 adopted Section 11 of the Tenth Report of the Legislation Committee as follows:

> "That the City of Hamilton support the Brotherhood Railway Carmen of the United States and Canada's position that the Carmen's position at Nanticoke with the Canadian National Railways should not be abolished."

The City of Hamilton has thereby expressed its concern at the elimination of this position which it is felt reflects on the public safety and therefore should not have been abolished.

We would therefore request that this elimination of their valuable position to safety be re-evaluated with a view to reinstating it.

Yours very truly,

Robert Morrow

Robert M. Morrow
Mayor

SKR:jf

c.c. Mr. Robert A. Love, Chairman, Canadian Division of Brotherhood Railway Carmen, 87 East 27th St., Hamilton L8V 3E9
c.c. Mr. James K. Booth, President, Canadian Division of Brotherhood Railway Carmen, 165 Limeridge Rd. W., Unit 21 Hamilton L9C 2V4

THE CORPORATION OF THE CITY OF HAMILTON

City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4

CA4ONHBLA05
C51L2

1988 April 14

N O T I C E O F M E E T I N G

URBAN MUNICIPAL
GOVERNMENT

Legislation Committee
Monday, 1988 April 18
10:30 o'clock a.m.
Room 233, City Hall

John Thompson
Secretary

JT:mjw

A G E N D A

A. 10:30 o'clock a.m. Delegation - The Lung Association - Restriction of Smoking in the Workplace.

1. Approval of the minutes of the last regular meeting of the Legislation Committee held 1988 March 21.

2. Mayor R. M. Morrow

   (a) Provincial Lawn Bowling Association of Ontario - 100th Anniversary Tournament - Stand-up Luncheon.

   (b) The Business and Professional Women's Club of Hamilton - 42nd Annual Provincial Conference - Civic Reception.

   (c) Letter from Overhead Crane Service & Supply Co. Ltd.

3. Visit of Her Majesty Queen Beatrix of the Netherlands - 1988 May 13.

4. Director of Property - Proposal to Erect Engineering Centennial Commemorative Plaque and Time Capsule on Grounds of City Hall.

5. City Solicitor - Second Level Lodging House By-law - Account of Mr. P. M. Eker.

6. Chief Administrative Officer - Procedural By-law - Proposed Amendment.

7. Animal Control Sub-Committee - Nuisance Trapping Wildlife Program.

8. Market Sub-Committee - Appointment of Representatives of the Market Stallholder's Association.

9. City Clerk

   (a) Association of Municipalities of Ontario - Large Urban Annual Meeting.

   (b) Report from Region re: Legislative Support Services Costs.

10. Use of City Hall Facilities

   (a) International Christian Biker's Association.

   (b) Heritage Happening Day.

   (c) Big Sister Association of Hamilton & District, Inc.

   (d) Canadian Cancer Society - The Great Ride to Beat Cancer.

   (e) The Salvation Army Hamilton Temple - Summer Series of Outdoor Services.

   (f) Hamilton Black Ribbon Day.

   (g) Hamilton Croatian Community.

   (h) Zonta Club Special Citizenship Court.

   (i) St. Joseph's Hospital.

   (j) Hamilton Mundialization Committee - National Flags.

   (k) Permission to fly Jamaican Flag.

11. Civic Awards

    (a) Artistic Roller Skating Championships.

    (b) Hamilton Yuk Yuk Ti-Cats.

    (c) Leander Boat Club.

12. Hamilton Camera Club - Donation of Medals.

13. Resolution from the City of Stoney Creek - Highway No. 20 at King Street.

14. Information Item - Minutes of the Meeting of the Hamilton Status of Women Sub-Committee.

15. New Business.

16. Adjournment.

MAR 4 - 1988

HAMILTON-WENTWORTH

131 John Street South, Suite 101

Hamilton, Ontario L8N 2C3 1

Tel.: (416) 527-5864

THE LUNG ASSOCIATION

March 2nd, 1988

A.
10:30 am

Mr. Vince Agro, Chairman
LEGISLATION COMMITTEE
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mr. Agro:

As you are aware, the smoking issue continues to be one of serious concern to The Lung Association and its thousands of supporters.

Hamilton can be proud of the fact that it lead the way in Canada with regard to its bylaw restricting smoking in public places in 1980.

Now dozens of municipalities in Ontario have similar bylaws. Toronto recently took the issue a step further by passing legislation restricting smoking in the workplace. We have enclosed a copy of its bylaw for your information.

This past year we have received numerous calls from people affected by second hand tobacco smoke in their places of work. Many were so concerned that The Lung Association developed a kit for these people giving suggestions as what to do in this situation. In actual fact there is little they can do without protective legislation, except resign the job or put up with discomfort and potential damage to their lungs.

We feel it is not right nor fair that a person who has chosen to live a non-smoking lifestyle should be subjected to up to eight hours (in most cases) of second-hand tobacco smoke. Not only is it a physical discomfort (watering eyes, running nose, irritated throat and chest), but it is a proven health hazard.

Passing a municipal bylaw restricting smoking in the workplace should not be a hardship for the business community. In fact, researchers estimate that the annual cost per smoker to industry ranges from $600.00 to $5,600.00. (Taking into consideration excess insurance costs, absenteeism, reduced productivity, etc.) Studies also show that smokers are absent from work 33-45% more than non-smokers. Therefore it is in the best interests of the business and industrial community to support such a bylaw.

DAVID G. STUBBING, M.B.B.S.
CATHY B. PENGELLY, R.N., Executive Director

Charitable Registration No. 0359661-11-14

LUNGS ARE FOR LIFE

A 1983 Gallup survey found that 64% of respondents believed companies should restrict smoking to designated areas. An additional 11% believed that smoking should be prohibited at work.

In 1987 we consulted with senior management of over seventy companies and institutions as they began to consider policies restricting smoking in the workplace. We feel interest in this issue in the business community is strong in Hamilton.

We therefore ask you to consider introducing and supporting legislation to restrict smoking in the workplace at the next meeting of the Legislation Committee. We will be happy to speak to this issue personally and we're sure the other health agencies and many individuals will also wish to show their support.

We look forward to your response.

Sincerely,

Robert B. Bruce, M.Ed.
Chairman - PREVENTION COMMITTEE

RBB/nal
Encl.

Copies to: Mr. Dominic Agostino
Mr. Terry Cooke
Mrs. Geraldine Copps
Mr. Brian Hinkley
Mr. William McCulloch
Mr. Henry Merling
Mr. Don Ross
Mr. John Smith

Copy to Secretary, Legislation Committee from Alderman Agro

MEMORANDUM • CITY OF HAMILTON

TO : Mr. S. K. Reeder, Secretary
Legislation Committee

YOUR FILE:

FROM : S. J. Dembe
Manager, Licence Division

OUR FILE :

SUBJECT : Restriction of Smoking In The Workplace

DATE : 1988 March 11

At the direction of Alderman P. Valeriano, I have been doing some preliminary investigation into this matter, with a view to bringing this question to the attention of the Legislation Committee for their consideration.

By way of preliminary background, I can advise that complaints pertaining to smoking in the workplace are the most frequently received. Our present by-law does not cover workplace situations and thus a number of citizens have had to take their complaints to their employers.

According to the Lung Association, more than 100 companies now have policies with respect to controlling smoking in the workplace. There are, however, many thousands of companies who have yet to make a decision in this regard.

As it is with most of our by-laws, they are enforced on a complaint basis only. Current staff will be unable to respond should a by-law be enacted due to them being overburdened with other priorities with enforcement of by-laws.

Therefore, it would be necessary to address funding for this program.

SJD/hm
c.c Alderman P. Valeriano

MEMORANDUM • CITY OF HAMILTON

RECEIVED
APR 8 1988
CITY CLERKS

TO : Alderman P. Valeriano

YOUR FILE:

FROM : Philip R. A. Hooker
City Solicitor's Office

OUR FILE : 130-43.8
40-105.1

SUBJECT : Proposed Hamilton Workplace Smoking By-law

DATE : 1988 April 7

Having been informed by the City Solicitor, Mr. K. A. Rouff on April 6, 1988 that you called concerning the above, I wish to report as follows:

1. I understand you propose to have the subject of a workplace smoking by-law, similar to that of the City of Toronto (which Toronto By-law took effect on March 1, 1988) put on the Legislation Committee's agenda for April 18th next. On that day, and for a few of the following days, the writer will be engaged in the continuation of an uncompleted Ontario Municipal Board hearing, partly heard on March 28, 29 and 30, 1988.

   Accordingly, I will be unable to attend the Legislation Committee's meeting on April 18, 1988, as it is essential that I attend the hearing.

   However, if Mr. J. Thompson, the Committee Secretary, will send copies of the Committee's agenda for April 18th to both myself and my colleague, Ms. Lian Lawrence (who presently drafts our City by-laws), she could be called out of the same OMB hearing to attend on, and advise, the Committee.

2. Toronto's By-law, as you know, required special, provincial legislation to authorize it and it is presently unique in Ontario, although the Town of Markham is seeking its own special legislation on the same subject, and perhaps other municipalities will too.

3. For that reason perhaps, we understand the province's Ministry of Labour is presently considering Ontario-wide (general) legislation, to permit all Ontario municipalities to enact by-laws governing smoking in workplaces within municipalities.

   For this reason, Ms. Lawrence is making inquiries on the timing (approximate) of the anticipated provincial, general legislation and may be able to report thereon on April 18, 1988.

...2

4. I understand you propose a modified version of the Toronto by-law. (That by-law requires all employers to establish a policy for smoking in the workplace by having their employees agree, if possible, on where in the workplace - without incurring any expenses to the employer for structural alterations to buildings, better ventilation, etc. - smoking would be permitted. However, if no "accommodation" can be reached by agreement and if even one non-smoking employee objects to the draft policy, then the employer must prohibit smoking in the workplace completely).

   The proposed by-law, as with most by-laws, would require a balancing of competing interests or wants, i.e. some employees' desire for complete freedom from smoke, as against other workplace employees' desire to be free to smoke (somewhere) in the workplace. There are civil rights involved to some extent.

5. When the Legislation Committee and Council direct us to

   (a) seek special legislation (notwithstanding the announced provincial intention to bring in Province-wide legislation) and

   (b) draft a Hamilton workplace smoking by-law, similar or identical to that of the City of Toronto's by-law,

   the material from Toronto would assist us to expedite this.

6. You and the Committee may wish to keep in mind that Toronto's by-law has only been in effect one month and 6 days at this writing and may yet be challenged in court. In other words, there should be consultation with the City of Toronto as to how its by-law is working in practice for its effectiveness, public awareness, enforceability, etc., etc., and we are in the process of so doing.

IN SUMMARY:

(a) We see no problem in discussing this in general terms and referring to Toronto's material at the Legislation Committee.

(b) The Province's intentions as to future, general legislation hereon are being investigated.

I hope this is helpful to you.

Philip R. A. Hooker

Philip R. A. Hooker
for K. A. Rouff
City Solicitor

PRAH:sr

c.c. Chairman and Members, Legislation Committee
Attn: Mr. J. D. Thompson, Secretary
c.c. Ms. L. Lawrence, Solicitor

Monday, 1988 March 21
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met.

There were present:
Alderman V. J. Agro, Chairman
Alderman D. Christopherson, Vice-Chairman
Mayor Robert M. Morrow
Alderman M. Kiss
Alderman R. Wheeler
Alderman J. Gallagher
Alderman T. Murray

Regrets:
Alderman P. Cowell - Regional Business
Alderman P. Valeriano - Vacation

Also present:
Mr. L. Sage, Chief Administrative Officer
Mr. E. Simpson, City Clerk
Mr. Brian Allick, Director of Inspections Building Department
Mr. D. Carson, Executive Assistant to the Mayor
Mr. J. Thompson, Secretary

Hamilton Mundialization Committee Approval of Operating Budget

1. Hamilton Mundialization Committee - Operating Budget

Ms. Jannette Walkem and Mr. Doug Davies of the Hamilton Mundialization Committee appeared before the Committee with a budget proposal for the Hamilton Mundialization Committee in the amount of $3 820.

Following consideration, it was moved by Alderman Wheeler, seconded by Alderman Gallagher and carried that the following recommendations be submitted to City Council:

(a) That approval be given to establish an operating budget for 1988 for the Hamilton Mundialization Committee in the total amount of $3 820.

(b) That the Treasurer be requested to recommend the method of financing this budget appropriation.

(c) That the Treasurer be authorized and directed to forward a budget call letter to the Hamilton Mundialization Committee for the preparation of budget estimates for inclusion in the 1989 current budget review process.

Adoption of Minutes of the Meeting held 1988 February 15

2. Minutes

The minutes of the meeting of the Legislation Committee held 1988 February 15 were adopted as circulated to the members.

Civic Dinner - National Judo Championships

3. National Judo Championships - Civic Dinner

Mayor Morrow recommended that a civic dinner be provided for the National Judo Championships taking place 1988 April 23 - April 24 in the City of Hamilton at a cost of $5 000.

Alderman Kiss was unable to obtain a seconder to an amending motion that the City of Hamilton contribute $1 500. towards the cost of the dinner.

Following consideration, it was moved by Mayor Morrow, seconded by Alderman Wheeler and carried that the City of Hamilton host a dinner for approximately 200 competitors participating in the National Judo Championships to be held at the Mountain Arena in the City of Hamilton 1988 April 23 - April 24 at a cost not to exceed $5 000. and that the cost of providing this civic dinner be charged to Account No. 0373-1003 - "Special Civic Receptions and Delegate Hosting".

The Committee also directed that the necessary arrangements be made to have hospitality cards placed on the table indicating that the City of Hamilton is hosting the dinner.

Restoration of Market Sub-Committee

4. **Market Sub-Committee**

The following executive members of the Market Stallholder's Association appeared before the Committee to discuss the need for the re-establishment of the Market Sub-Committee. Mr. Bud Hubbard, President, Mr. Gabe Desender, member, Mr. Carmen Misale, member.

Mr. Misale addressed the Committee and explained that, at a general meeting of the Hamilton Farmer's Market Stallholder's Association last year, a motion was passed not to proceed with legal actions against the City but instead make an effort to work together with the City through the Market Sub-Committee to find solutions that would better help and promote the Market.

He proceeded to explain that there are several outstanding reports that should be reviewed by the Market Sub-Committee before recommendations for action are made which include the following:

(a) A report of the Director of Property which includes an item dealing with possible purchase or expropriation of private property for market parking.

(b) The Market Consumer Survey which was commissioned by the Executive Committee in order to assist Council to deal with their request for a parking solution for market shoppers.

(c) The Brian Tornsey Report prepared at the expense of Jackson Square which outlines a marketing strategy on how best to promote the market.

He also suggested that the Market Sub-Committee should undertake the following:

1. Review the by-law which regulates the Hamilton Farmer's Market.

2. Prepare future budgets of the Market in order that a consensus of concerns is reflected.

3. Review present and future Market rent fees.

4. Deal with present and future complaints from Stallholders.

Following considerable discussion, the Committee agreed to restore the Market Sub-Committee and directed the executive members of the Hamilton Farmer's Stallholder's Committee to submit names of candidates for nomination of 2 representatives of the Market Stallholder's Association for appointment to the Market Sub-Committee.

Banner for 1988 National Gymnastics and Trampoline Championships

5. **Banner for the 1988 National Gymnastics and Trampoline Championships**

The Committee agreed to recommend to City Council that the City purchase a banner to be erected across Main Street West in front of City Hall from 1988 May 16 to 1988 May 22 welcoming the 1988 National Gymnastics and Trampoline Championships at a cost not to exceed $750. and that this expenditure be funded from Unclassfied General Account No. 0378-27.

Permission to use City Crest - Ministry of Tourism and Recreation, Sports and Fitness Branch

6. **Ministry of Tourism and Recreation, Sports and Fitness Branch - Permission to Use City Crest**

The Committee agreed to recommend to City Council that the request of the Ministry of Tourism and Recreation, Sports and Fitness Branch for permission to reproduce the seal of the City of Hamilton for distribution to registrants participating in the Older Adult Walking Program, be approved.

One Minute Cessation of Work - 1988 April 28 Canadian Union of Public Employees

7. **Canadian Union of Public Employees - One Minute Cessation of Work on 1988 April 28**

The Committee agreed to recommend to City Council that a one-minute cessation of work be observed by all City Hall employees on Thursday, 1988 April 28 at 11:00 o'clock a.m. in recognition of all workers who have been killed, injured or disabled on the job.

City of Regina - Proposed Railway Safety Act

8. **City of Regina - Proposed Railway Safety Act**

The Committee agreed to recommend to City Council that the City of Hamilton endorse the submission of the City of Regina to the Standing Committee on Transportation in Ottawa dated 1988 March 08 in which concern is expressed on the proposed Railway Safety Act.

This new Act was tabled in Parliament on 1988 January 18. The City of Regina is strongly opposed to Section 112 of Bill C-105 which repeals the Railway Relocation and Crossing Act (RRCA).

The City of Regina submits that Parliament should streamline the provisions of the RRCA to make it a more workable and practicable alternative for municipalities, should it not be possible to reach agreements respecting relocation with railway companies.

They are concerned about the potential impact of the Railway Safety Act as it will be detrimental to a municipality's ability to initiate railway relocations for the purpose of urban development goals and objectives. They are recommending that the Standing Committee on Transportation should extend its sittings and travel to provide Canadian municipalities with an opportunity of making submissions relative to the repealing of the RRCA.

51st Annual Conference - Federation of Canadian Municipalities

9. **Federation of Canadian Municipalities - 51st Annual Conference**

The Committee agreed to recommend to City Council that the Mayor and a maximum of 3 Aldermen be authorized to attend the 51st Annual Conference of Federation of Canadian Municipalities to be held in Halifax on 1988 June 03 - June 06.

Account Transfer - Photocopier Purchase

10. **Account Transfer - Photocopier Purchase**

As recommended in a report from the City Clerk dated 1988 March 10, the Committee approved that $1 400. be transferred from Account No. 0322-0183 (Rental - Office Equipment) to Account No. 0322-0171 (Office Equipment) to permit the purchase of a photocopier to be placed at the front counter area of the City Clerk's Department.

Photocopier for Aldermen's Offices

11. **Photocopier for Aldermen's Offices**

The Committee authorized and directed the City Clerk to make the necessary arrangements to lease/rent the same type and model of photocopier that is being used at the City Clerk's Department front counter for the Aldermen's Offices on a 3 month trial basis.

The Committee felt that the 3 month trial period should be a good indicator as to whether the equipment will satisfy the needs and requirements of the Aldermen's Offices with respect to efficiency and operational performance.

Permission to Fly the Croation Flag

12. **Permission to Fly Croatian Flag**

As requested in a letter from Mr. Ivan Ban, President, United Croats of Canada, Hamilton Branch, the Committee agreed to recommend to City Council that approval be given to the request of the United Croats, Hamilton Branch to fly the Croation Flag at City Hall on Sunday, 1988 April 10 in recognition of the Croation Independence Day.

Use of City Hall Facilities

13. **Use of City Hall Facilities**

(a) Hamilton Minor Hockey Council General Meeting

The Committee agreed to recommend to City Council that the request of the Hamilton Minor Hockey Council to use the City Hall Council Chambers on Wednesday, 1988 April 27 at 7:30 o'clock p.m. for the purpose of conducting their general meeting, be approved.

(b) Y.W.C.A. Strawberry Festival

The Committee agreed to recommend to City Council that the request of the Y.W.C.A. as outlined in a letter dated 1988 February 26 to hold their annual Strawberry Festival in the forecourt of City Hall on Thursday, 1988 June 16 from 11:00 o'clock a.m. to 4:00 o'clock p.m., be approved.

(c) Hamilton Mundialization Committee - Art Exhibit

As requested by the Hamilton Mundialization Committee in a letter dated 1988 February 18, the Committee agreed to recommend to City Council that the request of the Hamilton Mundialization Committee for the use of the second floor foyer in the City Hall to display a major exhibition entitled: "China: Canadian Photo Perspective" from 1988 April 29 to 1988 May 12, be approved. This exhibition will be opened officially by His Worship Mayor Morrow and a representative from the Chinese Consulate on Sunday, 1988 May 01 at 3:00 o'clock p.m. City Hall.

(d) National Access Awareness Week

The Committee approved the request of the Ontario Steering Committee for National Access Awareness Week for the use of the City Hall foyer for a display from 1988 May 29 to June 04.

(e) Canadian Occupational Health and Safety Week

The Committee approved the request of the Canadian Society of Safety Engineering for the use of the City Hall foyer to display poster during Canadian Occupational Health and Safety Week from 1988 June 21 to 1988 June 24.

Correction of School Support on 1987 Assessment Rolls

14. **Correction of School Support on 1987 Assessment Rolls**

As outlined in reports of the City Clerk dated 1988 March 01, the Committee agreed to submit the following recommendations to City Council:

(i) That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, the taxes for the municipal properties known as 106, 125 and 127 Burton Street in the City of Hamilton, be directed to the Public School Board.

(ii) That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, the taxes for the municipal properties known as 141 Dunkirk Drive and 679 Limeridge Road East in the City of Hamilton, be directed to the Separate School Board.

15. **Daylight Saving Time Proclamation**

Daylight Saving Time Proclamation

The Committee agreed to recommend to City Council that the Mayor be authorized to issue a proclamation proclaiming Daylight Saving Time in the City of Hamilton from 2:00 a.m. Sunday, 1988 April 03 to 2:00 a.m. Sunday, 1988 October 30.

16. **Regional Trades Licencing By-law**

Regional Trades Licencing By-law

As recommended by the Building Commissioner in a report dated 1988 February 22, the Committee agreed to recommend to City Council that the City of Hamilton support the implementation of a Regional Trades Licencing By-law and that a copy of this resolution be forwarded to Regional Council for endorsement.

Mr. Brian Allick of the City's Building Department was in attendance and explained to the Committee that the various construction associations are strongly in favour of the implementation of a Regional Trades Licencing By-law.

Alderman Christopherson suggested that Mr. Allick advise the various construction associations that the City of Hamilton continues to support the concept of a Regional Trades Licencing By-law and is willing to work with the associations in convincing the other area municipalities that the enactment of a Regional Trades Licencing By-law is the best course of action.

17. **By-law to Amend Trade Licencing Schedules to the City of Hamilton Licencing By-law No. 79-323**

By-law to Amend Licencing Schedules to City of Hamilton Licencing By-law No. 79-323

As recommended by the Licencing Committee at its meeting held 1988 February 11, the Committee agreed to recommend to City Council that a by-law be enacted to amend Licencing By-law No. 79-323 respecting the following schedules:

(a) Schedule 33 relating to persons who store, transport or use explosives. This Section is being repealed in its entirety.

(b) Schedule 34 relating to building repair contractors.

(c) Schedule 35 relating to drain and septic tank installers and repairers.

(d) Schedule 36 relating to electricians.

(e) Schedule 37 relating to heating equipment installers.

(f) Schedule 38 relating to plumbers.

Hamilton Status of Women Sub-Committee

18. **Hamilton Status of Women Sub-Committee**

(a) Annual Report

Ms. McLaren, past Chairperson of the Hamilton Status of Women Sub-Committee, was in attendance to present their annual report.

Following presentation of the report, the Committee agreed that the Annual Report of the Hamilton Status of Women Sub-Committee for March 1987 to March 1988 outlining the activities of the Committee, be received.

(b) National Action Committee Annual General Meeting

As outlined in a report from the Secretary of the Hamilton Status of Women Sub-Committee dated 1988 March 15, the Committee approved that 6 members of the Hamilton Status of Women Sub-Committee be authorized to attend the National Action Committee Annual General Meeting in Ottawa from 1988 May 13 to May 16 and that the funds for the total expenditure of $1 060. be charged to Account No. 0372-1091, Travelling.

Parking Authority Parking Privileges for Persons Attending Civic Celebrations at City Hall

19. **Parking Authority Re Parking Privileges for Persons Attending Civic Celebrations Held at City Hall**

The Committee was in receipt of a report of the Parking Authority dated 1988 February 23 advising that the Parking Authority have no practical way of administering a parking control plan which would allow persons to park at "no charge" in the City Hall facility. It is possible to issue special permit for the day and time in question but this would invite criticism of the City by other parkers who would still have to pay.

The Parking Authority recommended that since the concept is not feasible, that special exceptions not be made to the present policy.

The Committee directed that the report of the Parking Authority be noted and received.

Resolution - Township of Cumberland - Installation of Vent Shields on Gas Regulators

20. **Resolution - Township of Cumberland**

The Committee agreed to submit the following recommendation to City Council for approval:

That the following resolution of the Township of Cumberland recommending that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario, not be endorsed.

THAT WHEREAS the inquest for the tragic event on Hoskins Crescent has been adjourned for an indefinite period of time; and

WHEREAS it is clear from the facts available and the actions of Consumers Gas with respect to installing vent shields, that vent shields are an added safety feature on gas regulators;

BE IT THEREFORE RESOLVED that the Council of the Township of Cumberland recommend to the Minister of Consumer and Commercial Relations that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario; and

BE IT FURTHER RESOLVED that the Council of the Township of Cumberland recommend to the Minister that "overpressure cut-off valves" (OPCO) be mandatorily included in the manufacture of all gas to be used in new construction in this Province; and

BE IT FURTHER RESOLVED that these concerns be forwarded to the Regional Municipality of Ottawa-Carleton and all metropolitan regions in Ontario, as well as the Association of Municipalities of Ontario for endorsement and follow-up.

Note: The Legislation Committee concurs with the recommendation of the Building Commissioner that this resolution **not be endorsed.**

Telephone in Council Chambers - Planning and Development Committee

21. **Planning and Development Committee - Telephone in Council Chambers**

As directed by City Council at its meeting held 1988 March 08 in adopting Section 2 of the FIFTH Report of the Planning and Development Committee, the Legislation Committee authorized and directed the City Clerk to investigate the feasibility and cost of installing a telephone on the centre round table in the Council Chambers for use at public meetings of the Planning and Development Committee.

Animal Control Sub-Committee - Re-examination of Programmes Approved in November, 1986

22. **Animal Control Sub-Committee - Re-examination of Programmes Approved in November, 1986**

As recommended by the Animal Control Sub-Committee in a report dated 1988 February 19, the Committee agreed to recommend to City Council that the amendments and programmes instituted as a result of the Animal Control Sub-Committee's recommendations which were adopted by City Council 1986 November 11, be continued.

Director of Culture and Recreation Departmen Use of City Hall Facilities

23. **Director of Culture and Recreation Department - Use of City Hall Facilities**

As recommended by the Director of Culture and Recreation in reports dated 1988 March 02, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That permission be granted to utilize the City Hall first and second floor foyers for the period June 6 to 17, inclusive, to display Senior's art work, in conjunction with Senior Citizens Month.

(b) That permission be granted for use of the City Hall forecourt on June 6 and June 17, from 12:00 noon to 4:00 p.m. for the opening and closing ceremonies of the Seniors Carousel.

(c) That permission be granted to utilize the City Hall's first and second floor foyers on May 18 and May 19 from 9:00 a.m. to 4:30 p.m. to hold registration for the Regional Senior's Games.

Lodging House Review Committee

24. **Lodging House Review Committee**

The Committee agreed to recommend to City Council that Alderman D. Christopherson and Mr. S. Dembe be authorized to attend a meeting of the City of Windsor's Lodging House Review Committee to be held on Wednesday, 1988 March 23 in the City of Windsor at an estimated cost of approximately $500. for travelling expenses.

Seminar Attendance - Ministry of Municipal Affairs

25. **Seminar Attendance - Ministry of Municipal Affairs**

The Secretary reminded the Committee that City Council at its meeting held 1988 February 09, in adopting Section 1 of the THIRD Report of the Legislation Committee, approved that the Chairman or his designate be authorized to attend a municipal seminar sponsored by the Ministry of Municipal Affairs, through the Education and Training Secretariat and Field Services Branch.

To date, no one has indicated that they are interested in attending this seminar.

Full-time Municipal Politicians - Impact and Challenges to Local Government

26. **Full-time Municipal Politicians - Impact and Challenges to Local Government**

The Secretary informed the Committee that Alderman D. Christopherson and Alderman G. Copps have indicated that they are interested in attending a symposium entitled "Full-time Municipal Politicians - Impact and Challenges to Local Government" to be held 1988 May 25 - May 27 in London, Ontario. Alderman Christopherson was the first member of City Council to submit his letter advising that he was interested in attending the symposium.

The Committee approved that, in the event Alderman Christopherson is unable to attend, Alderman Copps be authorized to attend.

Adjournment

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

John Thompson, Secretary
1988 March 21

Typed by M. J. Walton

2(a)

THE CORPORATION OF THE CITY OF HAMILTON

FROM Mayor Robert M. Morrow (Name & Title) DATE 1988 April 06

FOR ACTION [XX] FOR INFORMATION [ ] File No. _____

TO: CITY COUNCIL [ ] (OR) Legislation Committee (Committee) [XX]

SUBJECT

Provincial Lawn Bowling Association of Ontario - 100th Anniversary Tournament

RECOMMENDATION

That the City host a stand-up luncheon for 125 participants and officials at the Fernleigh Lawn Bowling Club on Sunday, August 14 at 12:15 p.m. prior to the official opening of the Tournament. Costs not to exceed $2,000.00.

BACKGROUND

This event is the 100th Ontario Bowling Association Trophy Tournament which is the oldest tournament in Ontario and which represents 100 years of bowling in Ontario. The Executive of the Fernleigh Lawn Bowling Club and representatives of the Provincial Lawn Bowling Association have brought this Tournament to Hamilton. It will attract spectator and media interest which is also being promoted by the City.

2(b)

FOR ACTION

REPORT TO: Legislation Committee

FROM: Mayor R. M. Morrow

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

The Business and Professional Women's Club of Hamilton - 42nd Annual Provincial Conference.

RECOMMENDATION:

(a) That a civic reception be provided to approximately 200 delegates attending the opening ceremonies and reception of the 42nd Annual Provincial Conference being hosted by the Business and Professional Women's Club of Hamilton to be held in the City of Hamilton 1988 May 27 - May 29 at an estimated cost of $1 500.

(b) That funding for this expenditure be charged to Account No. 0373-1003 - "Special Civic Receptions and Delegate Hostings".

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

2(c)

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: John Thompson
Secretary

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Letter from Overhead Crane Service & Supply Co. Ltd.

John Thompson

BACKGROUND

Attached is a copy of a letter from Overhead Crane Service & Supply Co. Ltd., 1314 Rymal Road East, Hamilton to His Worship Mayor Morrow dated 1988 March 17 complaining about the new schedule for mail pick up in the Hamilton Mountain Industrial Park.

The Legislation Committee may wish to consider recommending to City Council that Canada Post be requested to re-evaluate the service for the Hamilton Mountain Industrial Park in light of the concern being expressed by the businesses in the area who like a mail pick up at 5:30 o'clock p.m. rather than 4:00 o'clock p.m.

Attachment

OVERHEAD CRANE
SERVICE & SUPPLY CO. LTD.
1314 RYMAL RD. E., HWY 53
HAMILTON, ONTARIO
P.O. BOX 70, HANNON, ONTARIO L0R 1P0
TELEPHONE 388-1611

MAR 21 1988

March 17, 1988

Mr. Robert Morrow, Mayor,
City of Hamilton,
City Hall, 71 Main St. West,
Hamilton, Ontario L8N 3T4

Dear Mr. Morrow:

Re: Late afternoon mail pick up.

According to the Postal Transportation Dept. re mail pick up (572-2282), the last mail pick up in most of the City of Hamilton is now at 4 p.m. except at postal stations where there is a pick up at 5:30 p.m.

This new schedule has been in effect approximately two weeks. I do not remember seeing any publicity on this.

This new schedule is certainly not helpful to the business community. Secretaries usually drop their company mail in mail boxes on their way home from work.

You will note by the attached letter that I have complained about this lack of consideration for the business community.

I am sure the businesses in this area would appreciate anything your office could do to make this mail pick up more convenient.

Thank you for your attention to this matter.

Yours very truly,

E. Reiser

(Mrs.) E. Reiser

Encl.
c.c. The Spectator

OVERHEAD CRANE
SERVICE & SUPPLY CO. LTD.

1314 RYMAL RD. E., HWY 53
HAMILTON, ONTARIO
P.O. BOX 70, HANNON, ONTARIO L0R 1P0
TELEPHONE 388-1611

March 10, 1988

Canada Post, Route Measurement,
951 Highbury Ave.,
London, Ontario. N5Y 1A5

Gentlemen:

Re: Service to the Hamilton Mountain Industrial Park.
Rymal Road (Hwy 53), Upper Ottawa, Stone Church, Nebo Road Area.

I have just discovered a new label on our local mail drop box stating the time of pick up to be 4:00 p.m.

I would like to request a re-evaluation of service for this Industrial Area. The number of small to medium sized businesses in this area is growing and I feel strongly that we should have at least one postal box to drop our mail in on our way home from the office.

As most offices close at 5:00 p.m. a pick up at 5:30 (as was the previous service) would be very helpful to the businesses.

The information I received from the transportation department in Hamilton was "you can go over to Gage Ave. and it will only take you two minutes". If we multiply the two minutes by the number of people in this area using the drop box then it would be far more efficient to have the mail truck take the two minutes to come over to Nebo Road to pick up the mail.

The late afternoon pick up at Hannon Post office is at 4:00 p.m. as well.

Thank you for your early attention to the above situation.

Yours very truly,

E Reiser

(Mrs.) E. Reiser

c.c. Mrs. Marion Dewar, MP
Ottawa.

3.

FOR ACTION

REPORT TO: MR. J. D. THOMPSON, SECRETARY
LEGISLATION COMMITTEE

FROM: MR. J. J. SCHATZ, SECRETARY
QUEEN BEATRIX VISIT COMMITTEE

DATE: 1988 April 12
COMM FILE:
DEPT FILE:

SUBJECT:

VISIT OF HER MAJESTY QUEEN BEATRIX OF THE NETHERLANDS

RECOMMENDATION

- That an amount of $8 000 be appropriated for expenses associated with the visit of Her Majesty Queen Beatrix and His Royal Highness Prince Claus of the Netherlands to the City of Hamilton on Friday, May 13th, 1988.
- That this amount be financed from Account No. 0280-56 - Reserve for Special Events - 1988.

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

Funding available - see above recommendation

BACKGROUND

This appropriation is to cover all costs associated with the royal visit ie. purchase of flags, musical programme, sound system, advertising/promotions, printing of invitations, etc.

c.c.: Mr. D. A. Carson, Chairman, Queen Beatrix Visit Committee
Mr. K. E. Avery, Deputy City Clerk
Mr. E. C. Matthews, City Treasurer

APR - 6 1988

FOR ACTION

4.

REPORT TO: Mr. John Thompson, Secretary
LEGISLATIVE COMMITTEE

FROM: Mr. D. W. Vyce, Director of Property

DATE: March 31, 1988
COMM FILE:
DEPT FILE:

SUBJECT:

Proposal to Erect Engineering Centennial Commemorative Plaque & Time Capsule on Grounds of City Hall.

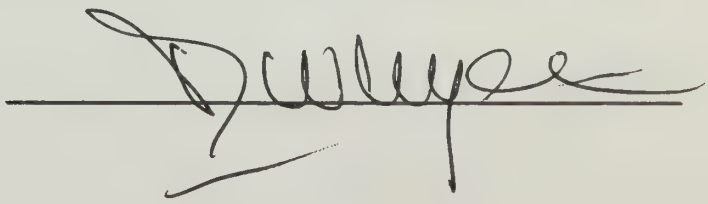
RECOMMENDATION

(a) That permission be granted to The Hamilton Chapter of the Canadian Society of Civil Engineers to erect a commemorative plaque and time capsule upon the grounds of City Hall at a location west of the existing building, subject to:-

(1) An agreement being entered into between the City and the Hamilton Chapter of Canadian Society of Civil Engineers with respect to the actual entry upon City lands and construction of the monument and its continued presence on the site.

(2) The City always retaining the right to relocate the monument to another location in the event that the City requires the land for other municipal purposes at some time in the future.

(b) That the City Solicitor be directed to prepare an Agreement between the City and the Engineering organization covering the proposal.



FINANCIAL IMPLICATIONS - N/A

BACKGROUND

The Hamilton Chapter of the Canadian Society of Civil Engineers has corresponded with our office seeking approvals from the City to erect a commemorative plaque and time capsule upon the lands of "City Hall" on behalf of the Engineering profession as part of the celebration of The Centennial of Engineering in Canada this year. The local engineering chapter is seeking a prominent public location upon which to place a monument. It is for this reason that they have approached the City.

I have met with executive members of the local engineering chapter, have toured the grounds of City Hall with them, discussed possible locations, and obtained details from them on the construction of the monument.

I enclose herewith correspondence I have received from the Hamilton Chapter of the Canadian Society of Civil Engineers which provides details of their proposal. You will note the monument proposed is constructed of solid concrete and measures 3' x 4' at its base and is 4' in height. The structure is to be erected on a concrete diagonal shaped base. The monument will be suitably plagued in bronze on the inclined surface and will contain the message indicated in the correspondence addressed to the City. An 18" replica of an iron ring, symbolic of the Engineering profession will be placed on the top of the monument following insertion of the time capsule and its contents inside a cavity built within the monument.

The location being recommended to the Committee for the placement of the monument and time capsule is shown marked in red on the attached plan. You will note the location is at the western limit of the building and currently a grassed area.

I will bring with me to the Committee a pictorial view of this portion of the City Hall site.

The local engineering chapter wish to be present at the meeting to address the Committee briefly.

c.c. Mr. K. A. Rouff, City Solicitor
c.c. Mr. J. Pavelka, Director of Public Works
c.c. Mr. R. Swan, Manager, Property Maintenance
c.c. Mr. R. Martiniuk, Manager, Architectural Division

REAL ESTATE DEPARTMENT

Date Dec 14/87

File No.		INT.	INFO.	ACT
✓	DIRECTOR			
	ASSIST. DIR.			
	CHIEF APPRAISER			
	PROP. COMT. OFFICER.			
	RENTAL AGENT			
	PROPERTY OFFICER			
	SECRETARY			

Mr. Dan Vyce,
Director of Property,
City of Hamilton,
71 Main St. W.,
Hamilton, Ontario

Dear Sir:

RE: ENGINEERING CENTENNIAL COMMEMORATIVE PLAQUE AND TIME CAPSULE

The Hamilton Chapter of the Canadian Society of Civil Engineers is porposing to erect a commemorative plaque and time capsule on behalf of the Engineering profession as part of the celebration of the Centennial of Engineering in Canada this year.

It would be highly desirable if this modest "monument" could be located in a prominent public place to draw attention to this Centennial. It has been suggested that, if appropriate, a location on City Hall lands or in the vicinity of City Hall would be very desirable. We respectfully request your consideration and assistance in establishing a location for this Centennial "monument" on City lands.

Attached is a description of our proposal and preliminary sketches of the Centennial "monument".

At your convenience we would like to meet with you to discuss this proposal and the matter of location. May we also suggest that we evaluate various location alternatives with you on site.

While we had originally intended that this "monument" be officially unveiled during Engineering Week in November of this year, we are now gathering contributions and sponsors during Engineering Week with the installation to be carried out in the spring of 1988.

Once we have established a mutually agreed to location for this proposal we will submit our proposal to the various departments and Committees for final approval.

Please contact us as soon as is convenient to discuss this proposal. Call either myself or Mr. Michael Flynn at the phone numbers shown below.

Yours truly,

Mr. S. Borwankar, P. Eng.
C.S.C.E. Hamilton Section

Mr. Sud Borwankar,
Stelco Hilton Works,
ph. 528-2511 Extn. 4094

Mr. Michael Flynn,
Canadian Engineering,
ph. 528-8341

ENGINEERING CENTENNIAL COMMEMORATIVE PLAQUE

AND TIME CAPSULE

- Draft of Commemorative Plaque

- Draft List of Time Capsule Items

- Preliminary Sketches

1887 1987 2087

ENGINEERING CENTENNIAL COMMEMORATIVE PLAQUE

AND TIME CAPSULE

This monument has been erected by the Hamilton Section of the Canadian Society of Civil Engineers on behalf of all individuals and organizations participating in the field of Engineering in the Greater Hamilton Area to celebrate the Centennial of the Engineering profession in Canada.

The monument is capped by an iron ring symbolic of the traditional Engineering ring worn by Canadian Engineers. This ring is a simple reminder of the Engineer's "Obligation". Quoting from the "Obligation" as composed by Rudyard Kipling:

> "My Time I will not refuse; My Thought I will not grudge; My Care I will not deny towards the honour, use, stability, and perfection of any works to which I may be called to set my hand."

This monument contains a time capsule to be opened on the occasion of the Bicentennial of the Engineering Profession in Canada. The capsule contains written articles and various objects which are representative of both past and present Engineering activities and achievements of the Greater Hamilton Area.

LIST OF TIME CAPSULE ITEMS
(TENTATIVE)

1.) 20 Current photos of the Hamilton Area
10 photos of the past

2.) Updated E.I.C. and Member Societies Directory

3.) Programme of Hamilton Region Engineering Week Celebrations

4.) List of signatures of attendees to Engineering Week activities ($2.00 signature contribution)

5.) Copy of Hamilton Spectator of the day

6.) Local Historian's Report featuring 100 years of Engineering Achievements of the area

7.) Object and/or exposition from 6 local sponsors featuring Engineering achievement:

8.) Object and/or exposition from the 6 member societies featuring Engineering Achievement

9.) Comments from various levels of government representing Hamilton and area

10.) Exposition from McMaster University Engineering School;
Current edition of MacEngineer

11.) A copy of "A Century of Discovery" - A Special Edition of McMaster Times; McMaster University

12.) Comments and /or exposition from the Hamilton Museum of Steam and Technology

13.) Exposition from Mohawk College Engineering School

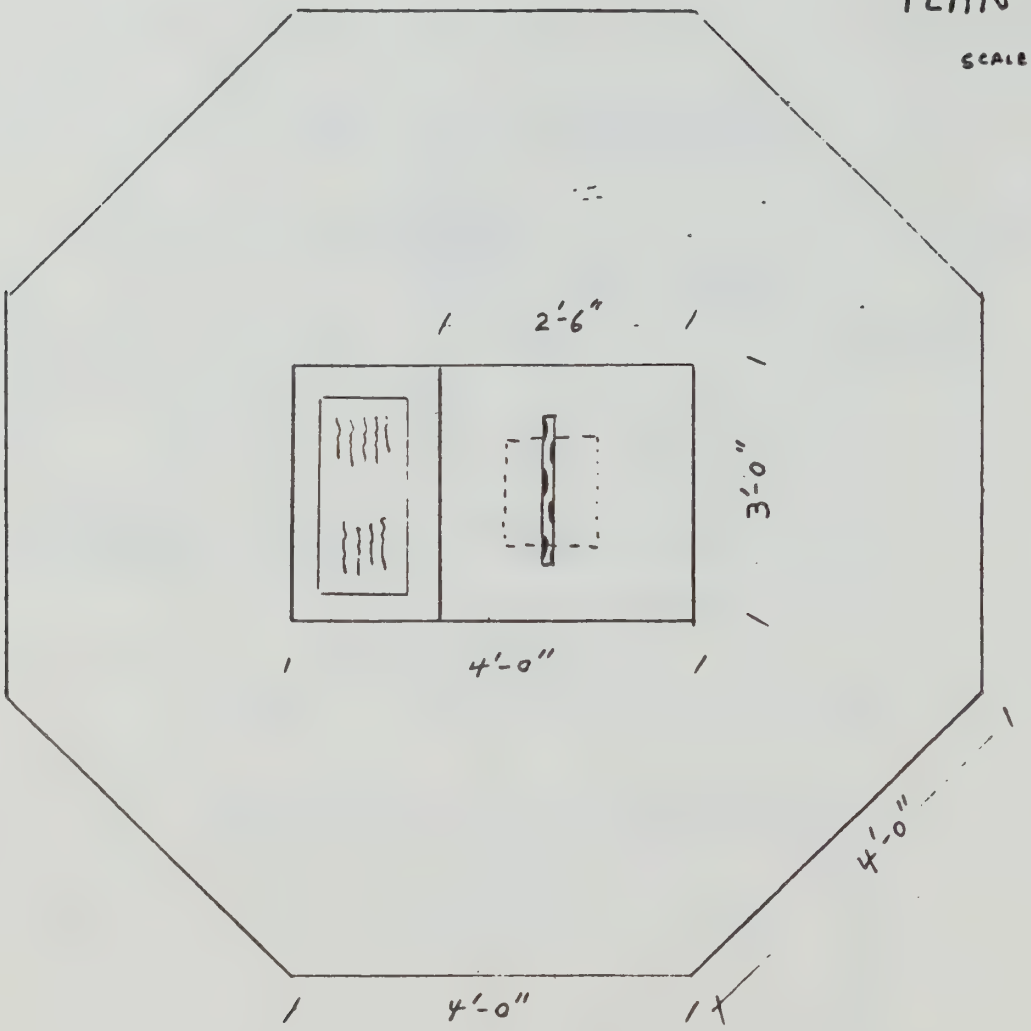
**.) plus other items and /or written submissions

**.) New Canadian one dollar coin and old paper dollar

C.S.C.E CENTENNIAL TIME CAPSULE

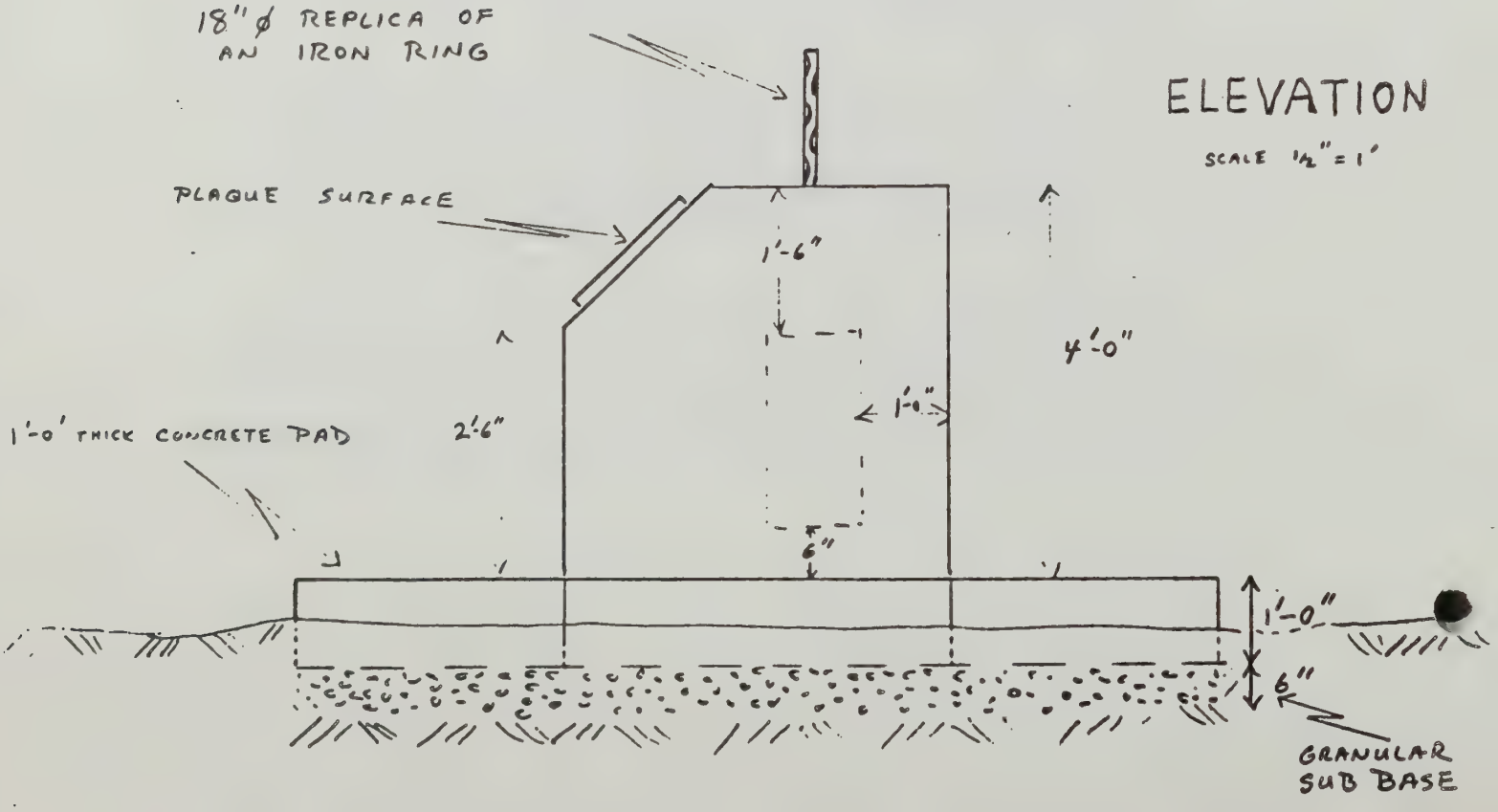
PLAN VIEW

SCALE 1/2" = 1'



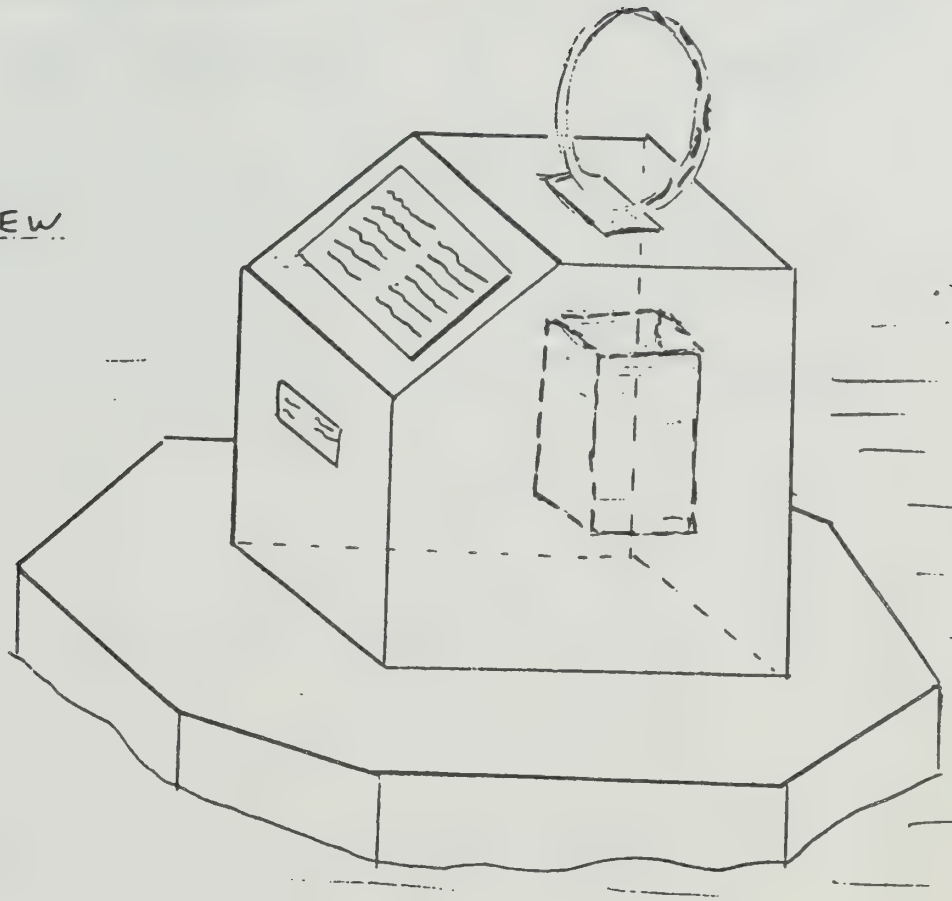
ELEVATION

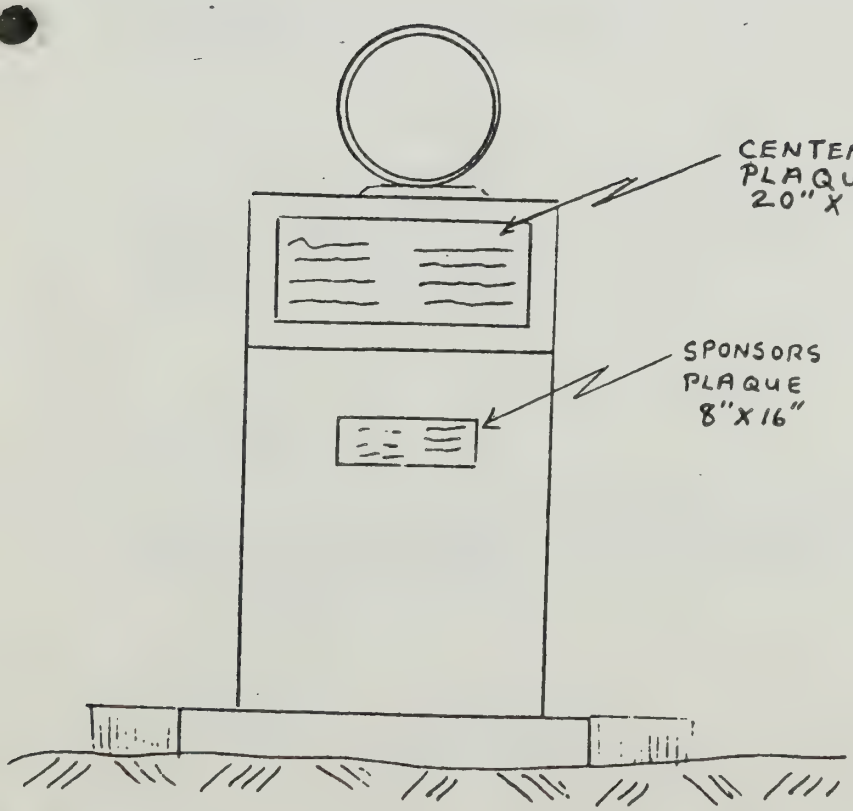
SCALE 1/2" = 1'



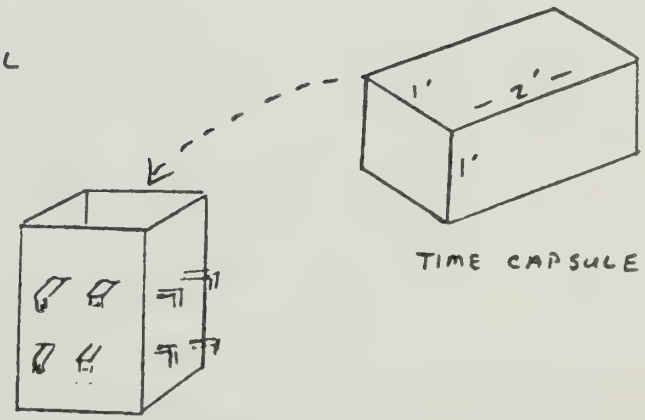
C.S.C.E. CENTENNIAL TIME CAPSULE

PERSPECTIVE VIEW
"NOT TO SCALE"





FRONT ELEVATION



TIME CAPSULE

INTERNAL EMBEDDED SLEEVE
DIMENSIONS 12½" X 12½" X 24"

"TIME CAPSULE" IS A WELDED STEEL BOX WITH ASBESTOS LINING. AFTER IT IS SEALED, IT WILL BE PLACED WITHIN THE PRE-POURED METAL SLEEVE. FINAL STEP IS TO GROUT RING SCULPTURE IN CAVITY OVER TIME CAPSULE.

5.

FOR ACTION

REPORT TO: Mr. J. D. Thompson, Secretary,
Legislation Committee

FROM: K. A. Rouff,
City Solicitor

DATE: 1988 March 30
COMM FILE:
DEPT FILE: 40-114.
400-2.27

SUBJECT:

Account of Mr. P. M. Eker - Second Level Lodging House By-law.

RECOMMENDATION

That the attached account of Mr. P. M. Eker in the amount of $11,400.00 be paid to cover the services as listed therein.

Treasury advises that this should be charged to Account No. 0325-0156.

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

see above recommendation

BACKGROUND

Mr. Eker was requested by Alderman Christopherson to provide services with respect to the preparation of this By-law. See attached letter.

The Corporation of the
City of Hamilton,
City Hall,
Hamilton, Ontario.
L8N 3T4

RECEIVED
MAR 7 1988
LEGAL DEPARTMENT
THE CORPORATION OF
THE CITY OF HAMILTON

March 7,1988

IN ACCOUNT WITH:

PAUL M. EKER

Barrister & Solicitor,
404-33 Robinson Street,
Hamilton, Ontario.
L8P 1Y8

Re: Second Level Lodging House By-Law

TO PROFESSIONAL SERVICES RENDERED during the period January 15 to and including February 29, 1988 and in particular:

attending at meetings of Second Level Lodging House Task Force, January 15 (6 hrs.); Second Level Lodging House at 10 Herkimer St., January 21 (1 hr. 30 min.); Second Level Lodging House Task Force, January 29 (3hrs.)

attending at meeting of Service Sub-Committee of Second Level Lodging House Task Force, February 2 (2 Hrs.); Health Dept. Inspectors, February 2 (1 hr.); Building Dept. and Health Dept. Inspectors, February 3 (3 hrs.); Second Level Loding House Task Force, February 19 (6 hrs.); Administrative Sub-Committe of Second Level Loding House Task Force, February 29 (2 hrs.);

reviewing official notes, concerns and submissions and analysis of complex social, public health, fire, building issues affecting residents and recommendations of the Task Force and various members thereof including Health, Fire Building, Licencing Departments, and Regional Social Services Departments' representatives and discussions pertaining thereto, at some length and review of City Solicitors comments;

reviewing Draft No. 1 Rev. 30/10/87 and based on internal content and structure with a view to making all necessary changes and re-adjustments; revising, initiating and

(page 2)

preparing complex changes in light of the concerns expressed by members of the Second Level Lodging House Task Force relative to matters within their purview and having regard to the meetings and issues discussed, all involving drafting and numerous redrafting and rearranging content suitable to the requirements of the Task Force and individual members thereof.

and to all necessary attendances, telephone conversations and advice.

Engaged: January 15, 18, 19, 20, 21, 25, 27, 29, 30, and 31, 1988 In excess of 31 hrs.	$ 4,650.00
Engaged: February 2, 3, 4, 5, 11, 12, 13, 14, 16, 17, 18, 19, and 29, 1988 In excess of 45 hrs.	$ 6,750.00
DISBURSEMENTS:	
Nil	
TOTAL FEES AND DISBURSEMENTS	$11,400.00

THIS IS MY ACCOUNT HEREIN

Paul M. Eker

E. & O. E.

Account of P.M. Eker - January 15 to February 29, 1988

January 15, 1988	-	6 hours
January 18, 1988	-	1 hour, 30 minutes
January 19, 1988	-	1 hour, 30 minutes
January 20, 1988	-	1 hour, 30 minutes
January 21, 1988	-	1 hour, 30 minutes
January 25, 1988	-	5 hours, 15 minutes
January 27, 1988	-	5 hours, 30 minutes
January 29, 1988	-	3 hours + 1 hour, 45 minutes
January 30, 1988	-	2 hours, 15 minutes
January 31, 1988	-	1 hour, 45 minutes

TOTAL: 31 hours, 30 minutes

February 2, 1988	-	3 hours + 3 hours, 15 minutes
February 3, 1988	-	3 hours + 40 minutes
February 4, 1988	-	4 hours
February 5, 1988	-	2 hours, 30 minutes
February 11, 1988	-	8 hours, 15 minutes
February 12, 1988	-	3 hours
February 13, 1988	-	2 hours, 30 minutes
February 14, 1988	-	2 hours, 55 minutes
February 16, 1988	-	1 hour, 30 minutes
February 17, 1988	-	1 hour, 45 minutes
February 18, 1988	-	1 hour, 10 minutes
February 19, 1988	-	6 hours
February 29, 1988	-	2 hours

TOTAL: 45 hours, 30 minutes

Chairman and Members
Legislation Committee
Attention: Mrs. S. Reeder,
Secretary.

K. A. Rouff,
City Solicitor.

Second Level Lodging House
By-law

1988 January 14

Alderman Christopherson has advised that Mr. Paul Eker, formerly of this Department, is prepared to complete the work on the above by-law. I agree that Mr. Eker is imminently qualified to complete this matter, and hereby so recommend for your Committee's approval.

Mr. Eker in due course will submit his account.

K. A. Rouff,
City Solicitor.

KAR:mk

c.c. Mr. P. Eker,
404 - 33 Robinson Street,
Hamilton, Ontario.
L8P 1Y8

c.c. Alderman D. Christopherson

c.c. Mr. L. Sage, Chief Administrative Officer

6.

FOR ACTION

FROM L. Sage, Chief Administrative Officer DATE April 12, 1988

TO Legislation Committee Refer to File No. 201-0003

Attention of

Your File No.

SUBJECT

Procedural By-law Proposed Amendment

RECOMMENDATION

(a) That the City of Hamilton Procedural By-Law 82-203- Access to Information and Meetings Section be amended so as to provide for the following to be included as a matter permitted to be discussed in-camera by the standing Committees and City Council:

"Personnel Matters relating to:

(a) hiring
(b) wages, salaries or benefits
(c) discipline
(d) termination
(e) changes in the employment status of employees"

(b) That the City Solicitor be authorized and directed to prepare the necessary amending by-law.

BACKGROUND

This refers to the attached report dated December 14, 1987, from the City Clerk to the Legislation Committee recommending a housekeeping amendment to the Procedural By-law in order to rectify the discrepancy on Access to Information provisions as they apply to the City and its Local Boards.

As you will note in the Procedural By-law on pages 84 and 87 there appears to be a clerical error whereby the term "Personnel Matters" has been left off the similar sections as it applies to the City of Hamilton.

On the instructions of the Legislation Committee I have asked the Human Resources Centre to provide the following definition of those matters that should normally be dealt with in-camera.

. . . 2

The question of whether re-organizations would be dealt with in-camera or in public would hinge on whether the re-organization would detrimentally effect the employment status of any individual employee. Such changes, often result in litigation and premature disclosure, may damage the Corporation's position. Examples of reorganizations where employees would not appear to be directly affected are:

Example A

Director "A" retires, manager "B" and Manager "C" report to Director "A" and one of them is promoted to replace Director "A" leaving a Manager's position vacant. The Department recommends that the position be declared redundant and the Department re-organized to use the position in another section.

Clearly since the position was vacant the re-organization will have no effect on any individual employee and the matter could be addressed in public.

Example B

Any re-organization in which the duties, and salaries of individuals were not affected and only the structure of the department was being changed, the Committee would be in a position to decide to hold the discussions in public.

Attach.

7.

FOR ACTION

REPORT TO: LEGISLATION COMMITTEE

FROM: ANIMAL CONTROL SUB-COMMITTEE

DATE: 1988 APRIL 14
COMM FILE:
DEPT FILE:

SUBJECT:

Nuisance Wildlife Trapping Program

RECOMMENDATION

That, notwithstanding budget considerations, a Nuisance Wildlife Trapping program be implemented on an annual basis.

Mrs. Lori Peddle, Secretary
Animal Control Sub-Committee

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

Program concentrating on Red Hill Creek and West End Ravine would cost approximately $30,000 annually. City wide program would cost approximately $60,000 annually.

Funding not available.

BACKGROUND

During the months of January - June 1987 the HSPCA expended $29,851.00 to the Trappers Council for skunk bombing and live trapping of nuisance wildlife. 99 skunks and 77 racoons were live-trapped by the trappers in response to specific complaints from property owners, in addition to the skunk bombing in Red Hill Creek and the West End Ravine.

An annual program should be set into place covering the Red Hill Creek area, West End Ravine and escarpment areas, with the primary objective being to identify denning sites and bomb them during the winter months. If such a program is not set into place, the problem will return, as these three areas provide an ideal habitat for raising pups.

In the long run, this is the most cost effective way to control nuisance wildlife.

A report from the HSPCA, which was submitted to the Legislation Committee 1987 June 09, is attached.

c.c. Alderman T. Cooke, Chairman

JUN 1 1 1987

FOR INFORMATION

FROM HAMILTON S.P.C.A. **DATE** JUNE 9, 1987

TO LEGISLATIVE COMMITTEE **Refer To File No.** _____

Attention Of _____

Your File No. _____

SUBJECT WILDLIFE TRAPPING PROGRAM

BACKGROUND Please note that effective June 1, 1987, the Hamilton SPCA discontinued the use of the local Trappers Council in the Wildlife Trapping Program. We are still supplying humane traps free of charge to City of Hamilton residents.

For the 5 months, January - June inclusive, of 1987 we expended $29,851.00 to the Trappers Council for skunk bombing & live trapping of nuisance wildlife. The original budgeted amount for 1987 for nuisance wildlife was $28,000.00, so we have had to cut back this service due to overall budgetary considerations.

For the 5 month period 99 skunks & 77 racoons were livetrapped by the trappers in response to specific complaints from property owners, in addition to the skunk bombing in Red Hill Creek & the West End Ravine. In conversation with a Ministry of Natural Resources representative & the trappers, we believe the problem to be greater than originally anticipated & would recommend that to gain the maximum benefit from the measures instituted this year that the program should be funded for a further two years & expanded to cover not only the Red Hill Creek area but the West End Ravine & escarpment areas, with the primary objective being to identify denning sites & bomb them in the winter months.

In the long run, this is the most cost effective way & effective way to control nuisance wildlife.

FOR INFORMATION

FROM Hamilton S.P.C.A. **DATE** April 14th, 1987.

TO Legislation Committee **Refer To File No.** _____

Attention Of Mr. John Johnston, Secretary

Your File No. _____

SUBJECT Wildlife Trapping Program

BACKGROUND

For the period December 1986 to April 1987, the Wildlife Trapping/Control Program instituted by the Hamilton SPCA on City Council's behalf has expended approximately $16,000.

Approximately half of the amount expended ($8,000) was in the form of skunk bombs in the areas of Red Hill Creek (from north of Woodward to the escarpment) and the West End Ravine (from Dundurn Castle to Aberdeen). This project was administered by the local Trappers Council, who went into these area, identified active dens and placed the bombs. It is anticipated that at least 1,000 skunks were killed by this method, hopefully reducing the population significantly for this year. We are advised by the trappers that the size of the skunk population was/is extremely high, a lot higher than they would have forecast before beginning the program.

In addition to this, 72 skunks and 39 raccoons were livetrapped for the four month period by the trappers, in response to specific complaints from property owners. The volume of trap rentals and referrals to the trappers is up approximately 50% over last year, primarily, we assume, because of the increased publicity regarding no cost removal of nuisance wildlife.

At his point in time, we are still unsure as to possible volumes of wildlife complaints for the rest of 1987, but having expended over half the budgeted amount for the program, primarily on preventative measures, we are hopeful that we will see a sizable decrease in nuisance wildlife complaints for the balance of the year. When the Animal Control Subcommittee meets at year end, to review the effectiveness of the approved programs, we should have a better idea of the effectiveness of this specific program and be able to change the implementation as required and budget accordingly for /8

8

F O R A C T I O N

REPORT TO: Legislation Committee

FROM: John Thompson
Secretary

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Market Sub-Committee.

RECOMMENDATION:

That 2 representatives of the Market Stallholders Association be appointed to serve on the Market Sub-Committee for a term expiring with the term of City Council.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

At its meeting held 1988 March 21 the Legislation Committee, at the request of the executive members of the Market Stallholders Association, agreed to restore the Market Sub-Committee. The Legislation Committee directed the Hamilton Farmer's Stallholder's Committee to submit names of candidates for nomination of 2 representatives of the Market Stallholder's Association for appointment to the Market Sub-Committee.

In this regard attached is a copy of a letter from Mr. Bud Hubbard, President, Hamilton Farmer's Market Stallholder's Association dated 1988 March 25 containing 5 names of candidates for nomination of 2 representatives of the Market Stallholder's Association for appointment to the Market Sub-Committee.

Attachment

H A M I L T O N F A R M E R ' S M A R K E T

55 York Boulevard
Hamilton, Ontario
L8R 3K1

MAR 28 1988

March 25, 1988

Legislation Committee
City of Hamilton
City Hall
Hamilton, Ontario
L8N 3T4

Attention: Mr. John Thompson, Secretary

Gentlemen

Re: Hamilton Farmer's Market
Stallholders Association

In regard to the above noted matter, the following is a list of the present committee members:

Bud Hubbard	President
Ken Gunson	Secretary
Mario Beltrano	Treasurer
Gabe Desender	Member
Carmen Misale	Member

If you require further information, please contact the undersigned at 529-2510.

Yours very truly

Bud Hubbard

Bud Hubbard
President

BH

9(a)

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Large Urban Annual Meeting.

BACKGROUND

Attached for the information of the members of the Legislation Committee are copies of the preliminary program for the Large Urban Annual Meeting of the Association of Municipalities of Ontario to be held 1988 June 15 June 17 in the City of North York.

Attachment

cc. Council Members)from Mayor Bob Morrow,
Mr. John Thompson, Secretary - Legislation Committee) March 31st, 1988

MAY 24 1988

AMO

Association of Municipalities of Ontario

Suite 805 • 100 University Avenue, Toronto, Ontario M5J 1V6 • Telephone 593-1441

March 22, 1988

To C.C. members
rles. com.

TO LARGE URBAN MAYORS

SUBJECT: **Large Urban Annual Meeting**

Attached are copies of the preliminary program for the Large Urban Annual Meeting, to be held June 15-17, 1988, at the Novotel Hotel in the City of North York.

We are anticipating a record turnout at this year's Conference, and I would personally like to extend an invitation to you, as Mayor of a Large Urban municipality, to attend. I would also ask that you ensure, at your next council meeting, that the agenda includes discussion of the Conference.

A more detailed program will follow in a few weeks. In the meantime, we look forward to having your municipality representated at what promises to be an eventful Conference of the Large Urban Section of AMO.

Howard Moscoe
Chairman
Large Urban Section

AMO

Association of Municipalities of Ontario

Suite 805 • 100 University Avenue, Toronto, Ontario M5J 1V6 • Telephone 593-1441

SEVENTH ANNUAL MEETING

June 15th to 17th, 1988
Novotel North York
City of North York, Ontario

PRELIMINARY PROGRAM

The following is a suggested list of Conference topics:

- Free Trade
- Federal Tax Reform
- Smoking in the Workplace/ Municipal Health and Safety
- Sunday Shopping
- Gasamo - Direct Purchase of Natural Gas for Municipalities
- Rental Housing Protection Act/ Unrelated Persons By-Laws

WEDNESDAY, JUNE 15TH

7:00 p.m. - 9:00 p.m.	**REGISTRATION** Lobby Novotel North York 3 Park Home Avenue North York, Ontario M2N 6L3 (416) 733-2929
2:00 p.m.	**GOLF**
6:00 p.m.	**LARGE URBAN EXECUTIVE COMMITTEE MEETING**
8:00 p.m. - 10:00 p.m.	**RECEPTION - CHAIRMAN'S SUITE**

THURSDAY, JUNE 16TH

8:00 a.m. - 3:00 p.m.	**REGISTRATION**

ASSOCIATION OF MUNICIPALITIES OF ONTARIO
LARGE URBAN SECTION ANNUAL CONFERENCE

Wednesday, June 15th - Friday, June 17th, 1988
Novatel - North York

CONFERENCE REGISTRATION FORM

Name of Delegate: _____

Title or Office Held: _____

Municipality/Organization: _____

Name of companion or guest: _____
(if attending)

Address: _____ Phone: _____

_____

_____

Will Delegate and/or companion play golf June 15th? Yes __ No __

REGISTRATION FEES:	Delegate or observer	$ 135.00
	Companion or guest	$ 50.00

REFUNDS: Requests for refunds of prepaid registration fees must be submitted in writing within thirty (30) days of close of the conference. A $30.00 administrative fee per cancellation will be deducted.

Please complete registration form and make your cheque payable to:

Association of Municipalities of Ontario
100 University Avenue
Suite 805
Toronto, Ontario
M5J 1V6

HOTEL RESERVATIONS: Please make your hotel accommodation arrangements directly with Novotel in North York. A Room Accommodation Form is attached for your convenience.

RATES: $89.00 single/double

ROOM RESERVATION CUT OFF DATE: May 27, 1988

Association of Municipalities of Ontario
Suite 805 • 100 University Avenue, Toronto, Ontario M5J 1V6 • Telephone 593-1441

1988 LARGE URBAN SECTION ANNUAL MEETING

June 15-17, 1988

NOVOTEL NORTH YORK

PLEASE RETURN THIS FORM TO:

Novotel North York
3 Park Home Avenue
North York, Ontario
M2N 6L3

ROOM ACCOMMODATION FORM

Name(s) of Occupant(s): _____

_____

Address: _____

_____

_____

Telephone Number: _____

Type of Room: ( ) single $89.00 ( ) double $89.00

Date of Arrival: _____ Time: _____

Date of Departure: _____ Time: _____

* * * * *

PLEASE NOTE: Cut off date for room reservations is May 27, 1988

9(b)

FOR INFORMATION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Legislative Support Services Costs.

BACKGROUND

Attached for the information of the members of the Legislation Committee is a copy of the Regional Finance and Personnel Committee Report regarding Legislative Support Services Costs which has been referred to the Area Municipalities for their review and comment.

Attachment

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Office of the Clerk
119 King Street West, 15th floor
Hamilton, Ontario

526-4154

Mailing Address:
P.O. Box 910, Hamilton, Ontario
L8N 3V9

Refer to File No.
Attention of
Your File No.

RECEIVED
MAR 21 1988
CITY CLERKS

March 18, 1988

Mr. E. Simpson, Clerk
City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8P 1H4

Dear Mr. Simpson:

Re: Finance and Personnel Committee
Report 4-88, Information Item b) ii)

At the regular meeting of Regional Council held Tuesday, March 15, 1988 the attached item concerning Legislative Support Services Costs, was referred to the Area Municipalities for their review and comment.

Should you have any questions, feel free to contact Mr. G. Lawson, Commissioner of Finance, 526-4250.

Yours very truly,

P. Noe Johnson, M.A., LL.B.
Regional Clerk

PNJ/st
Attach.

cc: G. Lawson

ITEM # 1.10

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Department of Finance
119 King Street West, 14th floor
Hamilton, Ontario

Mailing Address:
P.O. Box 910, Hamilton, Ontario
L8N 3V9

Refer to File No.
Attention of
Your File No.

Councillor A. Sloat, Chairman
and Members of the Finance and Personnel Committee

February 26, 1988
Finance #052 /88

SUBJECT: LEGISLATIVE SUPPORT SERVICES COST

Origin

The City of Hamilton has requested the Region to cost share support services expenses for Regional Councillors who work out of City Hall. At the Finance Committee of February 10, 1988 members were informed that a suggested methodology for cost sharing would be addressed by Finance staff.

Analysis

The Area Treasurers were consulted as to their ability to identify costs of providing Legislative services, and any method of segregating regional from local costs. Presently, they do not budget legislative support costs separately based on Regional services and Area services provided to the taxpayer.

A preliminary analysis by the Hamilton City Clerk's Department estimates that 50% of an Alderman's time is spent on Regional affairs. Similarly, the City Clerk's Department estimated that 30% of the mayor's time is spent on Regional affairs. It is important to note that all Hamilton City Aldermen are also Regional Councillors.

The following chart illustrates the political structure for the Region of Hamilton-Wentworth.

REGION OF HAMILTON-WENTWORTH

	Regional Council				
	(1)	(2)	(3)	(4)	(5)
Municipality	Mayors	Regional Councillors	Total (1)+(2)	Area Aldermen	Total Politicians (4) + (5)
Ancaster	1	1	2	5	7
Dundas	1	1	2	7	9
Flamborough	1	1	2	7	9
Glanbrook	1	1	2	5	7
Hamilton	1	16	17	-	17
Stoney Creek	1	1	2	7	9
	6	21	27	31	58

Analysis (Cont'd)

A review of practice in the other Ontario Regional Municipalities was not helpful in identifying usable methods as it is not a practice currently in use elsewhere.

There are several methods that could be used to determine a cost-sharing formula for Support Services. Some of these are as follows:

(1) Population By Area Municipalities - This method would be to simply allocate the cost to each Municipality based on the percentage of population each Municipality has to the total Regional population.

(2) Square Miles Of Each Area Municipality - This would be similar to the above except would use square miles instead of population.

(3) Number Of Phone Calls Received By Each Municipality - Although this option might make sense in theory, it would be somewhat impractical to maintain the record of phone calls each Councillor receives relative to Regional business.

(4) Number Of Wards In The Region - This option would allocate the costs based on the number of Wards in each Area Municipality.

(5) Total Number Of Aldermen/Councillors In The Region - The option would be based on the number of Aldermen elected in each Area not just those elected to Regional Council.

(6) Total Number Of Regional Councillors Elected - This option would charge back the Area Municipality with its own cost, but would appear as a Regional levy rather than an Area levy.

(7) Total Taxable Assessment By Area Municipality - This option would allocate the total costs back to the Area Municipality on the Regional levy based on each Area taxable assessment.

Each of the above options have obvious and some not so obvious inequities in them. The end result may increase or decrease the current cost each Area has at present, depending on which option is chosen.

Another factor that must be determined is the total cost that can reasonably be determined as being relative to Regional business.

An effective and efficient method to determine cost sharing may be to establish a fixed rate for each member of Regional Council. After considerable thought, this method seemed to have both practical and theoretical advantages to offer.

Analysis (Cont'd)

The City of Hamilton, of which all Aldermen and the Mayor are Regional Councillors, has estimated that approximately $209,440 is directly related to Regional affairs. This is an average cost per Regional Councillor of $12,320 ($209,440 divided by 17). The City of Hamilton has calculated costs at $195,737 and added an administration fee of 7%, or $13,702, to arrive at the total cost of $209,440. An administrative fee would not however be appropriate as the total cost is apportioned and the cost of the fee is not representative of actual support services costs of Regional Councillors.

Assuming $12,320/Regional Councillor is an appropriate charge, the distribution of total costs would be as follows to the area municipalities.

Municipality	No. Of Regional Councillors	Cost to Region $	1987 General Levy Apportionment %	Cost to Municipality's Tax Base $
Ancaster	2	24,640	4.25	14,151
Dundas	2	24,640	3.94	13,096
Flamborough	2	24,640	6.23	20,717
Glanbrook	2	24,640	2.12	7,052
Hamilton	17	209,440	72.91	242,547
Stoney Creek	2	24,640	10.55	35,077
	27	332,640	100.00	332,640

This does not reflect any costs associated with the 31 local Councillors not on Regional Council. In the opinion of the Area Treasurers, it is not appropriate to ignore the costs of non-Regional Council local members. Area taxpayers, when faced with a problem may call the Councillor, Regional Councillor or Mayor of the municipality. If the local Councillor is contacted regarding a sewer backup, which is a Regional responsibility, the taxpayer is not informed by the Councillor that is not his jurisdiction, rather the Councillor provides assistance to remedy the problem. Therefore, a cost factor associated with the area Councillor could form part of the cost sharing formula. The cost per Councillor would probably be less, and more difficult to quantify, but this could be done if Council so directed.

The distribution of the charge results in the City of Hamilton and the City of Stoney Creek absorbing higher costs than would be recovered from the Region. All other area municipalities benefit to some degree from the cost sharing formula.

Analysis (Contd)

If an equitable cost sharing formula is arrived at then some Municipalities will benefit through a savings, however, costs to other municipalities will be higher than the recovery from the Region. As all Regional Councillors provide the same service to Regional taxpayers it is difficult to determine if one Councillor's service is more expensive than another's.

RECOMMENDATION

For the information of the Finance and Personnel Committee

Respectfully submitted,

G.W. Lawson
Treasurer and Commissioner of Finance

GD/af
#0312B-48/51

MEMORANDUM • CITY OF HAMILTON

TO	:	Gerry Davis Department of Finance	YOUR FILE:
FROM	:	Mr. K. E. Avery Deputy City Clerk	OUR FILE : 30-0003
SUBJECT	:	Recovery Costs - Administrative Support Services for Members of City Council	DATE : 1988 February 22

Further to my memo of January 27, 1988, please be advised that the Administrative Support Services costs for the 17 members of City Council should be adjusted to read $195,737. plus a 7% administrative fee of $13,702. for a total of $209,439.

We regret any inconvenience this may cause.

SGH/mg

RECEIVED
DEPARTMENT OF FINANCE
FEB 23 1988
REGIONAL MUNICIPALITY
OF HAMILTON-WENTWORTH

10(a)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Motorcycle Safety and Awareness Month.

RECOMMENDATION:

That permission be granted to the International Christian Biker's Association, Hamilton Chapter, to use the City Hall forecourt on Saturday, 1988 May 07 at 10:00 o'clock a.m. for the reading of a proclamation by His Worship Mayor Morrow declaring May as Motorcycle Safety and Awareness Month.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

10(b)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Heritage Happening Day.

RECOMMENDATION:

That, in the event of inclement weather, permission be granted to the Burlington Culture Centre and the Joseph Brant Museum to hold a press conference at City Hall on the second floor foyer area on Tuesday, 1988 June 21 at 10:00 o'clock a.m. to declare 1988 July 01 as Heritage Happening Day in the City of Hamilton.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

This heritage celebration is produced by the Greater Hamilton Heritage Network and the Halton-Peel Museum Gallery Co-op and is hosted this year by the Burlington Culture Centre and the Joseph Brant Museum. They intend to hold the conference on 1988 June 21 at 10:00 o'clock a.m. in front of Whitehern. However, should it rain, they would like to hold it on the second floor of City Hall.

10(c)

F O R A C T I O N

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Big Sister Association of Hamilton & District, Inc. - Use of City Hall Facilities.

RECOMMENDATION:

That permission be granted to the Big Sister Association of Hamilton & District, Inc. to use the City Hall forecourt on Wednesday, 1988 June 01 at 12:00 o'clock noon for the reading of a proclamation by His Worship Mayor Morrow declaring June 1988 as "Be-a-Matchmaker" month.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

The Big Sister Association of Hamilton & District, Inc. have arranged with His Worship Mayor Morrow to have June 1988 declared "Be-a-Matchmaker" month and have therefore requested permission to have to the "kick-off" day on 1988 June 01 at 12:00 o'clock noon in front of City Hall.

10(d)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

The Great Ride to Beat Cancer - 1988

RECOMMENDATION:

That permission be granted to the Canadian Cancer Society to -

(a) Use the City Hall forecourt on Sunday, 1988 April 24 for the annual Great Ride to Beat Cancer from approximately 10:00 a.m. to 5:00 p.m.

(b) Use the following equipment:

(i) P.A. System
(ii) Chairs (15)
(iii) Tables (7)
(iv) Washroom facilities - female and male
(v) Electricity - plugs and cords
(vi) Water facilities
(vii) Rear unloading facilities

(c) That staff overtime of approximately 6 hours at an estimated amount of $140. be approved for a Property Maintenance worker to set up and clear away the above-requested equipment.

Note: For the information of the members of City Council, funding for this staff time is charged to Account No. 0321-0760, Use of City Hall Facilities and Equipment by Outside Groups.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

See Above

BACKGROUND

For the information of the members of City Council, this is a traditional event at City Hall that has been held for the past several years.

10(e)

F O R A C T I O N

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

The Salvation Army Hamilton Temple - Summer Series of Outdoor Services.

RECOMMENDATION:

(a) That the request of the Salvation Army Hamilton Temple to use the front canopy area of City Hall for summmer Gospel meetings each Sunday from 1988 June 19 to 1988 August 30, be approved.

(b) That permission be granted to the Salvation Army Hamilton Temple to use 150 chairs and a piano.

Note: This is a traditional event at City Hall that has been held for the past several years.

No staff time is required, as this equipment is set aside on a dolly each Friday night and the Salvation Army members ensure that everything is set up and cleared away.

The P.A. System and podium are provided by the Salvation Army and the podium is kept at City Hall until after the last service on 1988 August 28.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

10(f)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Hamilton Black Ribbon Day.

RECOMMENDATION:

(a) That permission be granted to the International Black Ribbon Day Committee to use the following facilities on 1988 August 23:

(i) City Hall forecourt from 7:00 o'clock p.m. to 9:00 o'clock p.m.

(ii) P.A. system

(iii) 50 chairs, 1 table and a speaker's podium

(iv) small portion of the City Hall forecourt for a peaceful, candlelight vigil from 9:00 o'clock p.m. Monday, 1988 August 22 to Tuesday, 1988 August 23 at 9:00 o'clock p.m.

(b) That approval be given to fly the national flags of the following countries from the top of City Hall from Monday, 1988 August 22 to Wednesday, 1988 August 24.

(i) Polish
(ii) Czechoslovakian
(iii) Estonian
(iv) Hungarian
(v) Latvian
(vi) Lithuanian
(vii) Ukrainian
(viii) Romanian
(ix) Slovaks

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

10(g)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Hamilton Coatian Community - Remembrance of Bleiburg's victims.

RECOMMENDATION:

That approval be given to the request of the Croatian National Congress, Hamilton Branch to use the City Hall Council Chambers on Saturday, 1988 May 21 from 11:00 o'clock a.m. to 12:00 o'clock noon for a ceremony in remembrance of Bleiburg's victims.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

See attached letter.

Attachment

10(h)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Citizenship Court.

RECOMMENDATION:

(a) That approval be given to the request of the Department of Secretary of State, Judges Chambers, Court of Canadian Citizenship to use the City Hall Council Chambers on Tuesday, 1988 June 21 from 4:00 o'clock p.m. to 5:30 o'clock p.m. for the Zonta Club Special Citizenship Court.

(b) That the City provide light refreshments in the form of coffee, tea and pop for approximately 150 people at an estimated cost of $150. in the second floor foyer area.

(c) That funding for this expenditure be charged to Account No. 0373-1002 - "Receptions - City Hall".

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

See above

BACKGROUND

10(i)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Organ and Tissue Donor Awareness Week.

RECOMMENDATION:

That permission be granted to St. Joseph's Hospital to use the City Hall forecourt on Tuesday, 1988 April 26 at 10:00 o'clock a.m. for a balloon release and proclamation ceremony by the Mayor.

E A Simpson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

The Directors of Public Relations at the various Hamilton Hospitals and representatives of the Metro Organ Retrieval Exchange and the various organ-related associations and foundations together with the May plan to mark this occasion.

10(j)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Permission to Fly National Flags.

RECOMMENDATION:

That the request of the Hamilton Mundialization Committee for permission to fly the national flags of the following countries from 1988 April 29 to 1988 May 12 on the occasion of the Twentieth Anniversary of the Mundialization of Hamilton, be APPROVED.

COUNTRY	TWIN CITY
India	Mangalore
Japan	Fukuyama
United States of America	Flint, Michigan
Italy	Racalmuto
Peoples Republic of China	Ma'Anshan

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

E A Simpson

N/A

BACKGROUND

10(k)

FOR ACTION

REPORT TO: John Thompson, Secretary
Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Jamaican Flag.

RECOMMENDATION:

That permission be granted for the Jamaican Flag to be flown at the front of City Hall on Tuesday, 1988 April 19 on the occasion of the visit to Hamilton by Deputy High Commissioner of Jamaica, Mrs. Taylor-Roberts.

E A Simpson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

11(a)

FOR ACTION

REPORT TO: Legislation Committee

FROM: John Thompson
Secretary

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Civic Awards.

RECOMMENDATION:

That civic gold rings and gold pins be awarded to Giorgio Bianchin and Linda Shultis who won National and Provincial Artistic Roller Skating Championships during the 1987 competitive year.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

Total cost $370. Funding available.

BACKGROUND

11(b)

FOR ACTION

REPORT TO: Legislation Committee

FROM: John Thompson
Secretary

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Civic Awards - Hamilton Yuk Yuk Ti-Cats.

RECOMMENDATION:

That civic gold pins be awarded to the members of the Hamilton Yuk Yuk Ti-Cats who won the Provincial Championship title in the B Division in Ottawa 1987 October 10 and 11 as verified by the Ontario Amateur Football Association in a letter dated 1988 February 29.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

Total cost $460. Funding available.

BACKGROUND

11(c)

FOR ACTION

REPORT TO: Legislation Committee

FROM: John Thompson
Secretary

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Civic Awards - Leander Boat Club.

RECOMMENDATION:

That civic awards be granted to the following members of the Leander Boat Club who won national and international championships at the Canadian National Rowing Championships held at Montreal and the Royal Canadian Henley Regatta held at St. Catharines which are sanctioned by the Canadian Amateur Rowing Association:

Steve Strba	-		gold ring
Steve Offerd	-		gold ring
Dave Kozicz	-		gold ring
Daniel Kunic	-		gold ring
Marianne Tillinger	-		gold ring
Mike McAllister	-	Coach -	ruby insert
Matt Clark	-		gold ring
Pat Matozzo	-		gold ring
Steve McIlwaine	-		gold ring
Ken Putt	-		gold ring
Francis Wright	-		gold ring
Daniel Aucoin	-		gold ring

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

Total cost $2 100. Funding available.

BACKGROUND

12.

FOR ACTION

REPORT TO: Legislation Committee

FROM: John Thompson
Secretary

DATE: 1988 April 12
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Hamilton Camera Club.

RECOMMENDATION:

That the City of Hamilton donate 6 medals to the Hamilton Camera Club for its annual City of Hamilton photo championship at an estimated cost of $470 and that funding for this expenditure be charged to Account No. 0373-1001, Civic Pins, Medals, and Rings.

John Thompson

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

See Above

BACKGROUND

13.

MEMORANDUM • CITY OF HAMILTON

TO : Chairman and Members
Legislation Committee

YOUR FILE:

FROM : John Thompson, Secretary
Legislation Committee

OUR FILE :

SUBJECT : RESOLUTION FROM THE CITY OF STONEY CREEK RE: HIGHWAY NO. 20 AT KING STREET

DATE : 1988 April 13

Attached herewith is a copy of a resolution from the City of Stoney Creek which asks the Ministry of Transportation of Ontario to install "a synchronized advanced advisory traffic signal" which has been forwarded to the City of Hamilton for endorsation and support.

Attached also are the comments of the Director of Traffic Services on this matter.

JT:mjw

Attachments

The City of Stoney Creek

777 Highway No. 8, Box 9940, Stoney Creek, Ontario L8G 4N9 - Tel. 643-1261

RECEIVED

MAR 8 1988

CITY CLERKS

March 7, 1988

Ministry of Transportation
and Communication
Ferguson Block
Queen's Park
Toronto, Ontario
M7A 1Z8

Attention: The Honourable Ed Fulton, Minister

RE: City of Stoney Creek Resolution
- Highway #20 Mountain Access

Council at its recent meeting adopted the attached Resolution #4-7-88, in respect of the traffic problems continually being experienced on the Highway #20 Mountain Access.

A recent fatal accident at the intersection of Highway #20 and King Street has once again raised the concern of local citizens and the City Council.

Your early consideration to this long standing problem is requested.

J. A. Brezina, A.M.C.T.
City Clerk

/rc
attach.

c.c. Ms. Shirley Collins, M.P.P. Wentworth East
Mr. Bob Mackenzie, M.P.P. Hamilton East
Mr. E. A. Simpson, Clerk, City of Hamilton ✓

THE CORPORATION OF THE CITY OF STONEY CREEK

RESOLUTION NO. 4-7-88

SESSION: February 23, 1988

MOVED BY: Councillor J. Copland

SECONDED BY: Councillor R. Hodgson

WHEREAS on Wednesday, February 17, 1988, under clear, ideal weather conditions, at approximately 4:30 p.m. yet another fatal accident occurred at the intersection of Highway #20 and King Street in the City of Stoney Creek, and

WHEREAS many of the accidents at this intersection involve down-bound trucks, which it appears directly relates to the long, rather steep, grade preceding this intersection, and

WHEREAS many of these trucks are carrying large, heavy steel coils, pipe, and reinforcing steel on open trailers, which add to the danger.

NOW, THEREFORE, BE IT RESOLVED that the City of Stoney Creek hereby request the Ministry of Transportation and Communications to install a synchronized advanced advisory traffic signal for down-bound traffic at an appropriate distance south of the traffic light at Highway #20 and King Street, in order to minimize the accident risk by giving warning of traffic light changes in advance of the intersection, and

FURTHER, that this request be acted upon as quickly as possible.

S. Napper
MAYOR

I, Joseph A. Brezina, Clerk for the Corporation of the City of Stoney Creek, hereby certify that the foregoing represents a true copy of Resolution #4-7-88, passed by the Council of the Corporation of the City of Stoney Creek on the 23 day of February, 1988.

Dated at the City of Stoney Creek, in the Regional Municipality of Hamilton-Wentworth, this 7th day of March, 1988.

THE CORPORATION OF THE CITY OF HAMILTON
City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4

1988 April 13

Mr. John Thompson
Secretary, Legislation Committee

Re: Resolution from City of Stoney Creek - Highway #20 at King Street

Dear Mr. Thompson:

A memorandum of 1988 March 10 from the secretary of the Legislation Committee requested comments in regard to the resolution from the City of Stoney Creek which asks the Ministry of Transportation of Ontario to install "a synchronized advanced advisory traffic signal... south of the traffic light at Highway #20 and King Street... giving warning of traffic light changes in advance of the signal".

We agree with the spirit of the request, in that any reasonable, cost-effective countermeasure which will be effective in reducing collisions at this, or at any location within Hamilton-Wentworth should be considered for installation.

The device requested, however, may not be the best or most appropriate to address conditions at the King Street and Highway #20 intersection. A preferable approach is to review the circumstances of previous collisions and examine present driver behaviour in an attempt to discern the cause of the collisions so that an appropriate countermeasure can be applied. For example, the device suggested by the resolution would be totally ineffective if the cause of the collisions was brake failure in all cases.

Such an investigation is now underway by staff members of the City of Hamilton, Regional Municipality of Hamilton-Wentworth, City of Stoney Creek and Ministry of Transportation of Ontario, with advice from the Hamilton-Wentworth Regional Police and the Ontario Provincial Police. A report will be prepared for the Regional Truck Route Sub-Committee respecting this issue.

Thus, at this time, while the intentions of the Council of Stoney Creek are good, it would appear premature to support the resolution, particularly in its present, narrowly-defined form.

Yours truly

For Murray F. Main, P.Eng.
Director of Traffic Services

HLS/jd

cc: Councillor P. Valeriano, Chairman, Truck Route Sub-Committee
cc: Members, Truck Route Sub-Committee

CANADIAN FOOTBALL HALL OF FAME 25 YEARS 1963-1988 HAMILTON

14.

FOR INFORMATION

REPORT TO: Chairman & Members
Legislation Committee

FROM: Stella Glover, Secretary
Hamilton Status of Women Sub-Committee

DATE: 1988 March 21
COMM FILE:
DEPT FILE:

SUBJECT:
Minutes of Meeting held 1988 February 8

BACKGROUND

At its meeting held Monday, 1988 March 14, the minutes of the meeting held 1988 February 8 were officially adopted by the Hamilton Status of Women Sub-Committee.

Attached is a copy of these minutes for your information.

SG/jc

attach.

1.

1988 February 8
5:45 o'clock p.m.
Room 233, City Hall

The Hamilton Status of Women Sub-Committee met.

There were present: Mary Jo McLaren, Chairperson
Joan Balinson
Betty Kobayashi
Doreen Johnson
Brian Lewis
Thelma McGillivray
Mary McKenzie
Lorraine Putnins
Anne Stewart
Judy Worsley

Regrets: Alderman M. Kiss
Alderman D. Christopherson
Cathy Rankin
Lynn Spencer

Also present: Lynda McDermott - Dinner Co-ordinator
Stella Glover - Secretary

The Chairperson thanked Thelma McGillivray on behalf of the committee for her fine work on the Women in Politics Conference. — Thank you

A request was made that the date of the next meeting be incorporated in the minutes for the benefit of the Advisory Committee.

A further request was made that flyers be sent out advertising the Free Trade Conference. — Flyers - Free Trade Conference

The minutes of the meeting held January 11 were adopted. — Minutes adopted

The Chairperson introduced Lynda McDermott, the dinner co-ordinator. Mrs. McDermott gave an update on ticket sales and problems incurred. She suggested a number of improvements which would be included in her report. — Introduction
Ticket sales for the dinner

Thelma McGillivray reported for Women In Society on the Women In Politics Conference. She said the workshops had been very well attended, the speakers excellent, the location good and the audience well motivated and interested in key issues. She said the size of the workshops had been small enough to enable participation. — Women in Politics report

Joan Balinson requested a breakdown of costs and the amount of sponsorship. Ms. McGillivray said the general opinion was that the price of sixty dollars was very reasonable and a suggestion was received that separate prices be available to enable people to attend the conference only in the event they did not wish to stay for meals. Concern was expressed at the audio equipment and lack of explanation in it's use. Some concerns and suggestions included: the nesting underneath, the lack of a plenary session at the end of the event, some of the younger women were upset with the questionaire and concerned how the information would be used. The option of two questionaires was suggested.The use of real furs at the fashion show caused one member concern.Poor moderation was cited in some workshops. The provision of more detailed instruction to the recorders was felt to be necessary.

The Chairperson distributed a duty list for the Women Of The Year dinner and Anne Stewart circulated the draft program. — Duty list distributed

structure of the committee

The structure of the Committee was discussed and a suggestion made that the "portfolio approach" be adopted. The committee agreed that, for the balance of the term 1988/89, the new structure of the Hamilton Status of Women Executive would be: chairperson, vice-chairperson, past-chairperson, chairperson - women in the workplace, chairperson - women in society, together with one elected committee member at large.

Nomination Committee-Executive positon, portfolio preferred

It was further agreed that, at the time the Nomination Committee calls the individual members to see if they are running for the Executive, they should state their preference for a portfolio that they personally will work on.

Next Executive meeting: 22/02/88 at 5:30 p.m.

The chairperson advised that the next Executive Committee meeting will be held on Monday, February 22 at 5:30 p.m.

The Chairperson then advised the committee of upcoming events and special invitations.

Letter of support requested

Joan Balinson informed the committee that the Tami's were requesting a letter of support for their application for funding from the Junior League in the United States. The committee agreed that a letter of support be sent.

Adjournment

There being no further business, the meeting then adjourned.

Next meeting: 14/03/88 at 5:45 p.m.

The next meeting will take place on 1988 March 14 at 5:45 p.m.

Taken as read and approved.

Mary Jo McLaren,
Chairperson

Stella Glover
Secretary
/lh

CA4ONHBL A05
C51L2

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

1988 April 27

N O T I C E O F M E E T I N G

Legislation Committee
Monday, 1988 May 2
10:00 o'clock a.m.
Room 233, City Hall

PLEASE NOTE THE NEW STARTING TIME

John Thompson
Secretary

JT:mjw

A G E N D A

10:00 O'CLOCK A.M. DELEGATION Taxicab Task Force - Presentation of Report and Recommendations.

1. Approval of the minutes of the meetings of the Legislation Committee held 1988 March 21 and 1988 April 18.

2. The Business and Professional Women's Club of Hamilton - 42nd Annual Provincial Conference - Civic Reception, Referred Back by City Council 1988 April 26.

URBAN MUNICIPAL
MAY 1 1988
GOVERNMENT DOCUMENTS

CANADIAN FOOTBALL HALL OF FAME 25 YEARS 1963-1988 HAMILTON

3. City Clerk

(a) St. Mary's Portuguese Church - Annual Festival - Issuance of Special Occasion Permit.

(b) September Council Meeting. (no copy)

(c) Hamilton and District Labour Council - Permission to Erect Memorial.

(d) Permission to Fly National Flag of the Republic of Korea.

(e) Correction of School Support - 680 Lawrence Road, Apt. 7.

(f) Matters referred from City Council 1988 April 26 for consideration and recommendation:

(i) Review of present practice of permitting smoking in political offices in City Hall.

(ii) Investigate use of radios, T.V.'s and coffee machines in City Hall offices.

4. City of Hamilton Licencing Committee - Amendment to Licence By-law No. 79-323 Respecting Taxicab Priority List.

5. Resolutions

(a) City of Chatham - Disclosure of Ingredients in Food.

(b) City of Cambridge - Sale of Replicas of Weapons.

6. Director of Culture and Recreation

Request for the Establishment of a Fit Day Headquarters, Second Floor, City Hall.

7. Hamilton Status of Women Sub-Committee

Revised Guidelines.

8. Information Items Referred from Mayor's Office

(a) "Politicians Network" of Amnesty International.

(b) Ministry of Municipal Affairs - Date of the Municipal Election.

(c) Minister of Finance - Relief from Federal Sales Taxes for in-house printing.

(d) Ontario Trucking Association regarding Bill 88, The Truck Transportation Act.

(e) Ministry of Transportation and Communications in response to concerns raised by the Ontario Trucking Association.

9. New Business.

10. Adjournment.

DELEGATION
10:00 AM

FOR ACTION

REPORT TO: Mr. John Thompson, Secretary
Legislation Committee

FROM: Taxicab Task Force/E. A. Simpson
City Clerk

DATE: 1988 April 26
COMM FILE:
DEPT FILE:

for E.A. Simpson

SUBJECT

Taxicab Task Force Recommendations

RECOMMENDATION

1. That Schedule 4, Taxicabs, of Licence By-law 79-323 be amended

   (a) To permit limited interest agreements (sometimes referred to as "taxicab leasing");

   (b) To provide for a comprehensive educational program for taxi drivers;

   (c) To provide for issuance of 20 additional taxi owner plates on September 1, 1988.

2. That the Insurance Industry be petitioned to consider lowering insurance rates for taxicabs.

3. That Schedule 4a, Livery Vehicles, of Licence By-law 79-323 be amended

   (a) To provide for the inspection, regulation and increased licence fees for vehicles and drivers.

4. That the amending by-laws be submitted to City Council concurrently with the above recommendations.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

Items 1(b),(c), and 3(a) will necessitate the hiring of two additional licence inspectors, one Licence Inspector II, and one Licence Inspector II who holds a Class A - Mechanic's Licence. It is hereby recommended that the revenues generated by the sale of these 20 taxi plates be used to offset the costs of hiring the two licence inspectors for 1988 and the outfitting of the taxi office with an appropriate classroom and related equipment can also be provided for.

1988 revenues for 20 additional taxicab plates - 20 @ $2,625 = $52,500.00.

Funding after 1988 can be provided from additional revenues, which have already been authorized by City Council with a 5% increase in licence fees for 1989, and the other sources of revenue which will be provided for with the adoption of the above recommendations 1(a),(b), (c), 3(a). Estimated additional revenue for 1989 is listed below:

Taxi Drivers Educational Program	- 350 @ $15.00 each	- $ 5,250.00
Livery Vehicle Licence Fees	- 150 x $58.00	- 8,700.00
Livery Driver Licence Fees	- 120 x $25.00	- 3,000.00
Taxicab Leasing Agreements	- 100 x $25.00	- 2,500.00
New Taxi Plates (3)	- 3 x $2750.00	- 8,250.00
1989 General Licence Fee Increase - 5%		- $26,645.00
TOTAL ESTIMATED REVENUE:		$54,345.00

These annual revenues are expected to cover the salaries (excluding benefits) of the two Licence Inspectors.

BACKGROUND

The Taxicab Task Force comprised of representatives from all facets of the Taxi Industry has been meeting over the last 18 months on issues affecting the entire industry. The amending by-laws address three key recommendations made during the initial public forum.

(1) Taxicab "Leasing" which is widespread throughout the industry yet is prohibited in the existing By-law. The amending By-law will now recognize leasing and require that they all be formalized with agreements which will be filed with the City. The effect of the amendment should result in lower insurance rates for those lessees with good driving records and who now will be able to use their own vehicles and equipment. The owners of taxi plates which have been leased should also feel the effect as their potential liability will be reduced.

(2) See attached educational program.

(3) Twenty taxi plates were recently issued because of many complaints about poor service during the winter months and at other times. Support for the issuance of these new taxi plates was also given by the Hamilton-Wentworth Regional Police, who had asked for assistance in providing additional transportation with the "R.I.D.E." Program now in effect year-round.

During the Task Force's last meeting, however, evidence was presented by one Taxi Brokerage which showed that there is still a poor response time during peak hours, thus a need for more taxis.

Other members of the industry felt that the issuance of more taxis would lessen the need for livery vehicles which are taking away traditional taxi business. Still others said that if more taxi plates are issued, a number of them will work evening hours and on weekends, which are times when only 50% of the City's entire fleet of taxis work.

(4) With the City's efforts towards screening out taxi drivers with bad driving records and with the new comprehensive inspection program of taxis, which is assisting the Taxi Industry's efforts to upgrade the condition of vehicles, members of the Task Force unanimously endorsed that the insurance industry be petitioned with a request to consider lowering the insurance rates for taxicabs.

(5) While the City has always licensed livery vehicles, it has not in the past provided any regulation (including inspection) of these vehicles. We also do not presently licence livery drivers. The importance of regulating vehicles is now of major concern to the Task Force. Livery vehicles were until recently only involved in the private limousine industry, funeral services and school bus transportation. Today there are at least three major services utilizing liveries:

(a) Darts/Jenc - Disabled and elderly transportation services

(b) Taxi Industry - School trip contracts - Boards of Education; Parcels and private contracts; LLBO deliveries

(c) Chauffeur Limousines - Weddings, Airport Transportation and Private Engagements

The primary focus for increased regulation will be towards livery vehicles associated with the Taxi Industry while there will be an exemption from inspection procedures for the Darts/Jenc service until a review of the procedures and other regulations utilized by them is ascertained. The revisions contained in the Livery By-law will require similar inspection procedures for vehicles as are given to taxis and the education training program for drivers will be identical to that given for taxi drivers.

SJD/hm

CITY OF HAMILTON EDUCATIONAL PROGRAM FOR TAXI DRIVERS

The aim of this course is to improve the effectiveness of the Taxi Industry to serve the public. It is also to ensure that the new applicant has a good basic knowledge of all factors which may affect his everyday occupation as a taxi driver.

COURSE

(1) General Introduction to the Taxi Industry

This will entail a presentation of the general functions of the Licensing Department as it relates to the Taxi Industry. The role of the Taxicab Driver as a public relations ambassador will be discussed in great detail.

Hamilton is quickly developing into a well known tourist and convention centre. A taxi driver directly influences a visitor's opinion of our City. Efficient and courteous service will only enhance the positive aspects of the City and attract more guests.

A taxi driver performs a public service for the community. The by-law states that he must be polite and courteous at all times. The following rules of conduct will be emphasized during the course:

(a) Offering help to passengers and assisting them as required.

(b) Opening car doors and trunks; loading and unloading baggage.

(c) Turning down radio when there is a passenger in the car.

(d) Refraining from smoking without a passenger's approval.

(e) Keeping car and trunk clean for passenger use.

(f) Being clean, neat in appearance and strongly encouraging them to avail themselves of Company uniforms, etc.

(g) Refraining from eating and drinking while there is a passenger in the car.

(h) Having good manners and treating customers in the manner a taxicab driver would like to be treated.

(2) The Licensing By-law as it applies to the Taxi Industry

The Licensing By-law 79-323, Schedule 4, will be discussed in the following context:

(a) The licensing of taxicab drivers and owners.

(b) The general provisions of the Taxicab By-law as they relate to the taxicab driver and owner.

(c) By-law Offences.

(c) By-law Offences.

(3) Geographical Knowledge

The following will be emphasized during the course:

(a) Use of a map.

(b) Major streets; emphasis on one-way streets.

(c) Location of hospitals, hotels, police stations, major shopping plazas points of interest, entertainment facilities, municipal buildings, and travel terminals.

(4) Comprehensive Examination - END OF COURSE

It is also recommended that once the program is well under way, all present taxi drivers will be required to take the course, perhaps expanded to include a defensive driving course under the auspices of the Canada Safety Council. The above course will take a minimum of two days.

OPTIONAL (3 Years After Phase-in of Two-Day Program)

Once the initial educational program is well under way, the following course may also be introduced:

A defensive driving course conducted under the auspices of the Canada Safety Council.

It is our suggestion that the Taxi Industry may wish to initiate the following program to assist the Police in an emergency situation:

Cabs On Patrol (C.O.P.) is a program involving the taxicab driver, the dispatcher and the local police department. For example, if a driver notices a problem situation on the street, he can report it to the dispatcher who will be able to get immediate police assistance.

C.P.R. program as is required by all taxicab drivers in the City of Toronto.

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 88-

To Amend:

Licensing By-law No.79-323

Respecting:

TAXI-CABS

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4 of the said by-law, as re-enacted by section 1 of By-law No. 85-57, passed on the 26th day of March, 1985, relates to "Taxi-Cabs";

AND WHEREAS it is intended to provide for the transferring of limited interests in taxi-cab licences (sometimes referred to as "taxi-cab leasing").

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 1 of Schedule 4 of By-law No. 79-323, as re-enacted by section 1 of By-law No. 85-57, is amended by adding thereto the following clause:

(ba) "limited interest agreement" means a written agreement in Form 2 wherein a limited interest in a licence is temporarily transferred by a plate owner, and containing terms and conditions prescribed in section 13(o) and other terms and conditions not contrary to this by-law;

(2) Clauses 1(d), 1(e) and 1(l) of the said Schedule 4 are repealed and the following substituted therefor:

(d) "owner" includes the owner of a vehicle or a purchaser of a vehicle under contract, agreement, understanding or arrangement;

(e) "owner's licence" means, as the case may be,

(i) a licence taken out by an owner authorizing the use of the vehicle as a taxi-cab; or

(ii) a limited interest licence taken out by a plate user authorizing the use of the vehicle as a taxi-cab;

(1) "taxi-cab owner" means, as the case may be,

(i) a person who is the owner of a taxi-cab; or

(ii) a plate user; or

(iii) a person who makes an application for an owner's licence; or

(iv) a person referred to in clauses (i) or (ii) to whom an owner transfers his or her licence.

(3) Section 1 of the said Schedule 4 is amended by adding thereto the following clauses:

(ea) "plate owner" means a person who holds a taxi-cab licence but who has ceased owning the taxi-cab respecting which the licence was issued;

(eb) "plate user" means an individual owner who enters into a limited interest agreement with a plate owner;

(4) Paragraph 5 of section 13 of the said Schedule 4 is amended by adding thereto the following clause:

(d) the taxi-cab is equipped with a two-way radio where the taxi-cab owner is the plate user.

2. Schedule 4 of the said by-law, as re-enacted by section 1 of By-law No. 85-57, is amended by adding thereto the following:

PART 3A

Limited Interest Agreements

13a. Notwithstanding any provision of this schedule, a plate owner may continue to hold a licence issued to that person as owner of a taxi-cab.

13b. A plate owner may enter into a limited interest agreement for use of the vehicle as a taxi-cab.

13c. No agreement except a limited interest agreement shall establish the eligibility of a plate user for a limited interest owner's licence.

13d. No plate user shall transfer the whole or any part of a limited interest owner's licence to any other person and any such direct or indirect transfer is null and void.

13e. Every limited interest agreement and every written agreement referred to in section 131, shall expire upon the sale or other disposition of the taxi-cab by the plate user.

13f. No more than one limited interest agreement shall be entered into by a plate owner in respect of the licence issued to the plate owner and any transfer of more than one limited interest agreement in the licence is null and void.

13g. No plate owner shall transfer directly or indirectly or purport to transfer any limited interest in a taxi-cab licence to any person other than a plate user.

13h. The amount of consideration in the limited interest agreement is fair as approved by the Licence Committee and no additional consideration shall be required, directly or indirectly, from the plate user.

13i. No application for a limited interest owner's licence shall be accepted and no licence issued unless the limited interest agreement is complete and duly executed and witnessed.

13j. A limited interest licence taken out by a taxi-cab owner shall expire on the date the plate user ceases using the vehicle as a taxi-cab or otherwise transfers ownership in the vehicle to another person.

13k. Every limited interest agreement shall be filed with the Issuer of Licences within seven days of the application by a plate user for an owner's licence or within seven days of the date on which the limited interest agreement comes into force, whichever is first.

13l. Where a written agreement described as a lease agreement has been entered into before the day of the coming into force of this Part, the written agreement shall be filed with the Issuer of Licences within seven days of such day.

13m. When a limited interest agreement is for a term of more than seven days, the limited interest agreement may be terminated upon seven days notice in writing to the other party and to the City.

13n. Where a limited interest agreement referred to in section 13b or a written agreement referred to in section 13l is for a period in excess of one year, the plate user shall file with the City within seven days of the date on which the yearly period ends,

(a) a notice in writing satisfactory to the Issuer of Licences that the agreement is in full force and effect and has not been revised, amended, altered, or changed in any way; or

(b) a copy of the revised, amended, altered or changed agreement.

13o. Every plate owner and every plate user shall notify the Issuer of Licences in writing, of the expiration or sooner termination of the limited interest agreement not later than seven days after the date of expiration or termination and include in the notice the following information:

1. The proposed use of the taxi-cab, if any.

2. The name and address of any other proposed plate user of the taxi-cab.

3. The identity of the person having custody and control of the taxi-cab after the date of expiration or termination.

13p. Every limited interest agreement shall include the following information set out in a manner and in a form satisfactory to the Issuer of Licences:

1. The name and business address of the plate owner and plate user.

2. The make, model, serial number, year of taxi-cab and full description of all equipment appurtenant thereto and serial numbers, if any.

3. The motor vehicle permit plate number issued under the Highway Traffic Act.

4. The City of Hamilton taxi-cab licence number and year.

5. The date on which the plate owner was issued the licence proposed to be the subject of the limited interest agreement.

6. That the plate user is the sole owner in his or her right of the taxi-cab.

7. The plate user is the holder of a current motor vehicle permit issued under the Highway Traffic Act.

8. Full particulars of all consideration given by each party to the limited interest agreement, in money or in any other kind, direct or indirect, including fees or rental, and a breakdown of all other amounts given by the plate user to the plate owner, together with a list of all services, rights or other consideration given to the plate user by the plate owner in return therefor.

9. Full particulars as to the responsibility of each of the parties for the maintenance, repairs, gas and oil for the taxi-cab, and any requirements as to where and how such maintenance , repairs or purchases are to be made and as to payment therefor.

10. A term to the effect that where the plate user transfers or purports to transfer the limited interest, that the limited interest agreement is immediately terminated on a date fixed by the plate owner.

11. Date of termination of the limited interest agreement and in the case of a periodic limited interest agreement, particulars as to whether the agreement is on a daily, weekly, monthly, yearly or other basis.

12. Date on which the limited interest agreement comes into force and date of execution by the parties and date the agreement is witnessed.

3. (1) Part 10 of the said Schedule 4 is amended by striking out "Licence Fees" in the heading and inserting in lieu thereof "Licence and Filing Fees".

(2) Section 28 of the said Schedule 4 is amended by adding thereto the following clauses:

(i) for filing a copy of an agreement referred to in section 13k and 131.....$25.00;

(ii) for filing a copy of a notice or an agreement referred to in section 13n.....$25.00.

PASSED this day of A.D. 1988.

City Clerk Mayor

FORM 2

SCHEDULE 4

[S. 1(ba)]

LIMITED INTEREST AGREEMENT

THIS AGREEMENT made on the day of , 19 .

B E T W E E N:

_____

Hereinafter called the "PLATE OWNER" of the First Part

- and -

_____

Hereinafter called the "PLATE USER" of the Second Part

1. WHEREAS THE PLATE OWNER holds a taxi-cab licence but has ceased owning a taxi-cab respecting which the licence was issued;

2. AND WHEREAS THE PLATE USER is the owner of a taxi-cab but is not the holder of a licence respecting a taxi-cab;

3. AND WHEREAS THE PLATE OWNER and the PLATE USER intend herein to enter into this Agreement (hereinafter referred to as a "limited interest agreement") wherein a licence is transferred temporarily by the PLATE OWNER to the PLATE USER.

4. NOW THEREFORE THIS AGREEMENT WITNESSETH in consideration of the mutual covenants and an agreement hereinafter contained, the PARTIES hereto mutually covenant and agree as follows:

A. PLATE OWNER'S COVENANTS AND AGREEMENTS:

1. An interest in City of Hamilton taxi-cab licence hereinafter referred to is hereby transferred to the PLATE USER for a period commencing on the _____ day of _____, 19____, and ending on the _____day of _____, 19__.

2. My full and correct name and business address is _____ _____.

3. The City of Hamilton taxi-cab licence number and year of issue is _____ _____.

4. The date on which the licence, which is the subject of this Agreement, was issued _____.

5. Full particulars of all consideration given by me, whether in money or in any other kind, direct or indirect, including fees and/or rental _____
_____
_____
_____
_____.

6. List of all services, rights or other considerations, given by me to the PLATE USER _____
_____
_____
_____
_____.

7. Full particulars of my responsibility for the maintenance, repairs, gas and oil for the taxi-cab _____
_____
_____
_____
_____
_____.

8. Full particulars as to where and how the maintenance, repairs or purchases are to be made and the payments therefor _____
_____
_____
_____
_____
_____.

9. Where the PLATE USER transfers or purports to transfer the limited interest in this Agreement, this Agreement is hereby terminated on the date of the transfer or purported transfer or on the following date _____
_____.

B. PLATE USER'S COVENANTS AND AGREEMENTS.

1. The interest in the City of Hamilton taxi-cab licence hereinbefore referred to and transferred to me by the PLATE OWNER is hereby accepted by me without reservation for a period commencing on the _____ day of _____, 19____.

2. My full and correct name and business address is _____
_____
_____.

3. The make, model, serial number, year and full description of all equipment which is used with the taxi-cab and serial number and year of the equipment, are ___
_____
_____
_____
_____
_____
_____
_____
_____.

4. The motor vehicle permit plate number for the taxi-cab owned by me, issued under THE HIGHWAY TRAFFIC ACT is _____ _____.

5. I am the sole owner in my own right of the taxi-cab respecting which the PLATE OWNER is transferring to me a limited interest in his licence.

6. Full particulars of all consideration given by me, whether in money or in kind, direct or indirect, including fees and/or rental _____ _____ _____ _____ _____ _____ _____.

7. Breakdown of all other amounts given by me to the PLATE OWNER _____ _____ _____ _____ _____ _____ _____ _____.

8. Full particulars of my responsibility for the maintenance, repairs, gas and oil for the taxi-cab _____ _____ _____ _____ _____ _____.

9. Full particulars as to where and how the maintenance, repairs or purchases are to be made and payments therefor _____ _____ _____ _____ _____ _____ _____ _____.

10. I will take out, before using the taxi-cab, insurance in accordance with regulation 3 of section 13 of Schedule 4 of By-law No. 79-323.

11. Upon any transfer or purported transfer, directly or indirectly, the limited interest in this Agreement, this Agreement shall be terminated on the date of the transfer or purported transfer or on the date, if any, fixed by the PLATE OWNER.

C. OTHER TERMS AND CONDITIONS by the Parties hereto set out in SCHEDULE "A" to this AGREEMENT not contrary to By-law No. 79-323.

D. PLATE OWNER'S AND PLATE USER'S JOINT COVENANTS AND AGREEMENTS:

1. The Agreement herein shall be for a period commencing on the _____day of _____, 19_____and ending on the _____ day of _____, 19____.

2. This Agreement is made on the following basis -- daily, weekly, monthly, yearly or._____ _____.

3. This Agreement comes into force on the _____ day of _____, 19___.

4. This Agreement shall be deemed to be executed by both Parties hereto and Witnessed on the _____day of _____ ___._____, 19____.

IN WITNESS WHEREOF the Parties hereto have affixed their hands and seals

THIS _____ day of _____, 19___.

_____ _____
Witness PLATE OWNER

_____ _____
Witness PLATE USER

Note: If insufficient space, please enumerate provision on reverse side of page on which the provision appears and use or add pages and initial and date.

SCHEDULE "A"

To Limited Interest Agreement

OTHER TERMS AND CONDITIONS

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 88-

To Amend:

Licensing By-law No. 79-323

Respecting:

TAXI-CABS

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4 of the said by-law, as re-enacted by section 1 of By-law No. 85-57, passed on the 26th day of March, 1985, relates to taxi-cabs;

AND WHEREAS it is intended to revise the existing provisions in Schedule 4 concerning applicants' knowledge of taxi-cab operations in the city.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of Schedule 4 of By-law No. 79-323, as enacted by section 1 of By-law No. 85-57, is repealed and the following substituted therefor:

4. (1) Every applicant for a licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,

(a) the operation of the taxi-cab licences and of the City of Hamilton Licensing Departments and of By-law No. 79-323 as it relates to taxi-cabs and livery vehicles; and

(b) the laws and regulations pertaining to traffic and motor vehicles; and

(c) the relationship between taxi-cab drivers and livery vehicle drivers to passengers including duties, behaviours, appearance, decorum; and

(d) the use of the equipment part of taxi-cabs including radio, taximeter, roof lights; and

(e) the use of trip sheets, making damage reports and record keeping; and

(f) the location of streets, public buildings, hospitals, transportation terminals, points of interest and use of street guides.

(2) Notwithstanding any other provision of this by-law, no licence shall be issued to an applicant unless,

(a) the applicant achieves not lesser than 70% on each test required to be undertaken; and

(b) the applicant has a photo identification taken by the city.

PASSED this day of A.D. 1988.

City Clerk Mayor

The Corporation of the City of Hamilton

By-Law No. 88-

To Amend:

Licencing By-law No. 79-323

Respecting

Livery Vehicles

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licencing Code, 1979";

AND WHEREAS Schedule 4a of the said by-law, as re-enacted by section 1 of By-law No. 85-57, passed on the 26th day of March, 1985 relates to "Regulated Vehicles" including livery cabs;

AND WHEREAS it is intended to establish separate provisions for livery cabs in a separate schedule.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (1) Clause 1(e) of Schedule 4a of By-law No. 79-323 as re-enacted by section 1 of By-law No. 85-57 is repealed.

(2) Sub-clause (i) of clause 1(g) of the said schedule 4a is amended by striking out "livery cab" in the second line.

(3) Section 12 of the said Schedule 4a is repealed.

2. By-law 79-323 as amended by By-law No. 85-57 is amended by striking out the heading "SCHEDULE 4a" and substituting therefor "SCHEDULE 4b"

3. By-law 79-323 as amended by By-law No. 85-57 is amended by adding thereto the following schedule:

SCHEDULE 4a

LIVERY VEHICLES

1. In this schedule,

(a) "City" means the City of Hamilton;

(b) "driver's licence" means a licence issued to a livery vehicle driver under this by-law;

(c) "livery vehicle" means a vehicle for hire at a flat rate by agreement that does not contain a taximeter;

(d) "livery vehicle driver" means a person who drives a vehicle described as a livery vehicle and a livery vehicle owner who has compiled with regulation 1 of section 10.

(e) "livery vehicle owner" means, as the case may be,

(i) a person who is the owner of a livery vehicle; or

(ii) a person who makes application for an owner's licence; or

(f) "owner" includes the owner of a vehicle or a purchaser of a vehicle, under contract, agreement, understanding or arrangement;

(g) "owners licence" means a licence taken out by an owner authorizing the use of the vehicle as a livery vehicle.

PART 1

ADMINISTRATION

2. (1) There shall be taken out by,

(a) every livery vehicle owner for each vehicle owned by him; and

(b) every driver of a livery vehicle, unless he is already currently licensed by the City as a taxicab driver.

a separate licence from the City authorizing each of them to carry on or engage in their several trades, callings, businesses or occupations in the City.

(2) No person referred to in subsection 1 shall carry on the business of conveying passengers for hire in a livery vehicle, without a licence.

(3) Every licence certificate issued to a livery vehicle owner shall show the identity of the one vehicle in respect of which the licence was issued to the livery vehicle owner.

(4) A separate licence certificate shall be issued for each livery vehicle.

3. (1) Except where the applicant is the holder of current licence issued to a taxi-cab owner under Schedule 4, every applicant for an owner's licence or a drivers' licence, or a renewal of the licence shall attend at the office of the Issuer of Licences and make and file an application in person and not by an agent or representative.

(2) Where a livery vehicle is owned by,

(a) a partnership, a partner shall attend for the purpose of subsection 3;

(b) a limited company, the chief operating officer of the company shall attend for the purpose of subsection 3

(3) Every applicant who is a livery vehicle owner shall fully complete the application as required by this by-law.

(4) Except where the applicant is the holder of a current licence issued to a taxi-cab owner under Schedule 4, every applicant who is a livery vehicle driver shall fully complete an application in FORM 3.

(5) Every applicant for licence as a livery vehicle driver shall, in addition to other information required under this by-law, with his application and renewal of application, provide for inspection by the Issuer of Licences, a Class "G" licence issued under The Highway Traffic Act.

4. (1) Every applicant for a licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,

(a) the operation of the taxi-cab licenses and of the City of Hamilton Licencing Department and of By-law No. 79-323 as it relates to taxi-cabs and livery vehicles; and

(b) the laws and regulations pertaining to traffic and motor vehicles; and

(c) the relationship between taxi-cab drivers and livery vehicle drivers to passengers including duties, behaviours, appearance, decorum; and

(d) the use of the equipment part of taxi-cabs including radio, taximeter, roof lights; and

(e) the use of trip sheets, making damage reports and record keeping; and

(f) the location of streets, public buildings, hospitals, transportation terminals, points of interest and use of street guides.

(2) Notwithstanding any other provision of this by-law, no licence shall be issued to an applicant unless

(a) the applicant achieves not lesser than 70% on each test required to be undertaken; and

(b) the applicant has a photo identification taken by the City.

5. (1) Before a licence is issued, the livery vehicle owner or livery vehicle driver shall, if required, by the City, provide a medical certificate in a form supplied by the City signed by a duly qualified medical practitioner in the Province of Ontario, certifying that the owner or driver of the livery vehicle is physically and mentally fit to drive a livery vehicle.

(2) Every livery vehicle owner and every livery vehicle driver shall provide a certificate of the Medical Officer of Health for the Regional Municipality of Hamilton-Wentworth, as to the health of the owner or driver from time to time as the City may require by notice in writing delivered to the owner or driver at his business address or place of residence, by first class mail.

6. Every livery vehicle owner and every livery vehicle driver shall be at least eighteen years of age.

7. Every livery vehicle owner and every livery vehicle driver shall notify the Issuer of Licences within seven days of a charge of address and produce his or her licence for the changes of address to be entered thereon.

8. No licencee who is the holder of a licence as a livery vehicle owner shall enter into any written agreement or oral agreement, directly or indirectly, permitting or acquiecing in the operation of the livery vehicle for which the licence was issued, by any other person who is not a licenced livery vehicle driver.

PART 2

LIVERY VEHICLE OWNERS

9. Every livery vehicle owner shall comply with the following regulations:

1. Before acting as a driver of a livery vehicle owned by him,

   (a) comply with all the requirements for the issuance of a livery vehicle drivers' licence except payment of a licence fee for a driver's licence and;

   (b) obtain the approval of the Licence Committee, duly endorsed and shown on the owner's licence.

2. Before issuance of an owner's licence, provide the City with such written particulars of all vehicles to be used as livery vehicles as the City may request, identifying each vehicle by make and serial number.

3. For each livery vehicle for which the owner holds a licence, and before use of the livery vehicle,

   (a) procure a policy of insurance in respect of the livery vehicle in an amount not less than $500 000. exclusive of interest and costs, against loss or damage resulting from bodily injury to or death of one or more persons or from loss or damage to property resulting from any once accident; and

   (b) provide in the policy of insurance referred to in clause (a), for passenger hazard in an amount not less than $500 000., exclusive of interest and costs; and

   (c) cause to be endorsed on the policy of insurance referred to in clause (a), that the City shall be given at least ten days prior notice of any cancellation, expiration or change in the amount of the insurance or in terms of the policy; and

   (d) deposit a certified true copy of the policy of insurance and all endorsements with the City.

4. Maintain the policy of insurance referred to in regulation 3, of this section, in force during the period for which the licence is issued and in force.

5. Use or permit to be used only a livery vehicle where prior to its use,

   (a) the owner has produced a registration issued under The Highway Traffic Act, in respect of class of motor vehicle to be used as a livery vehicle; and

   (b) the City has been informed of any changes in the motor vehicle registration; and

   (c) submitted the motor vehicle to the City for approval and has obtained authorization for the vehicle to be used.

6. Subject to The Highway Traffic Act, not use or permit to be used any livery vehicle that does not have affixed to the vehicle,

   (a) a City of Hamilton licence plate having an identity number and indication that the livery vehicle is used in the licensed business as a livery vehicle; or

   (b) a duplicate licence plate, as may be supplied by the City at the expense of the owner of a livery vehicle where the original licence plate has been lost, defaced or destroyed.

7. Affix to the back of each livery vehicle in a manner and in a position approved by the City any livery vehicle licence plate issued by the City and maintain the licence plate only in the approved position during the period for which the licence is in force.

8. Cause a livery vehicle to be submitted for inspections from time to time by such person and at such times and places as the City may designate.

9. Make such improvements or repairs to the livery vehicle, its equipment or any component thereof as may be required by the City and within such time period specified by the City, to such standards as may ve approved the Licence Committee.

10. Immediately check for mechanical defects in the livery vehicle reported by a driver.

11. Not operate or permit to be operated as a livery vehicle any vehicle not in good mechanical condition.

12. Not operate or permit to be operated as a livery vehicle any vehicle unless a Motor Vehicle Safety Certificate on a form and in a manner approved by the Province of Ontario has been filed with the City in a manner and frequency approved by the Licence Committee.

13. Not employ or permit any person other than a licensed driver employed by him to operate his livery vehicle.

14. Not use the livery vehicle for the separate carrying of parcels, letters, documents, goods or chattels.

PART 3

LIVERY VEHICLE DRIVER

10. Every livery vehicle driver shall comply with the following regulations:

1. Not drive a livery vehicle unless a driver's licence has been issued to him and is in force.

2. Operate a livery vehicle only if the livery vehicle is,

   (a) in clean condition as to its interior and exterior; and

   (b) in good repair as to its interior and exterior; and

   (c) dry as to its interior; and

   (d) free from mechanical defects; and

   (e) in fit condition for the purpose for which the vehicle is used; and

   (f) in safe driving condition

3. Examine the livery vehicle for any defects, immediately before the livery vehicle is to be driven.

4. Not drive a livery vehicle unless the livery vehicle plate issued by the City is affixed to the livery vehicle for which it was issued as required by the Schedule.

5. Carry his driver's licence with him at all times while the livery vehicle is being operated by him.

6. Immediately produce for inspection, the driver's licence upon request to do so by a Licence Inspector or Police Constable.

7. Not drive a livery vehicle with luggage or other material piled or placed in a manner that obstructs the view of the livery vehicle driver.

8. Not carry in a livery vehicle used for hire a greater number of occupants or persons that the manufacturer's rating of seating capacity of such livery vehicle, inclusive of driver.

9. Affix and maintain affixed when driving a livery vehicle, his photo identity card in a place in the livery vehicle approved by the Licence Committee in such a manner that the photograph and name are plainly visible and readable by a passenger in the back seat.

10. Not drive a livery vehicle unless the City's current licence number are displayed as required by this Schedule.

11. Not make repairs to the livery vehicle while upon a public street unless the repairs are immediately required to render the livery vehicle operable.

12. While in charge of a livery vehicle,

(a) maintain his person in a neat and clean appearance; and

(b) be civil, well-behaved and polite in manner

13. Immediately upon termination of any hiring or other engagement,

(a) search the livery vehicle for any property lost or left therein; and

(b) deliver any property over to the person owning same; or

(c) deliver the property to the licence authority with all relevant information concerning the property, if the owner cannot be found.

14. Not permit, while in charge of a livery vehicle, any person other than the owner or an employee of the owner of the livery vehicle to drive the livery vehicle.

15. Immediately report to the owner of the livery vehicle,

(a) any defect of which he is or becomes aware;

(b) any accident in which he was involved while operating the livery vehicle;

(c) any enforcement tickets or summons issued to him by an enforcement officer for violations occurring while operating the livery vehicle.

11. No person, including the driver, shall smoke a cigarette, cigar, pipe or any tobacco using devices without the consent of the occupants of the livery vehicle.

12. No owner, driver or other person shall use or cause to be used or arrange for the use of, directly, indirectly at any time by agreement or understanding or otherwise a livery vehicle in substitutionn for a taxi-cab.

PART 5

LICENCE FEES

13. The amount of licence fee for a licence granted under this schedule shall be as follows:

1. For a livery vehicle owners licence $138.00

2. For a livery vehicle drivers licence ..... $ 25.00

3. For renewal of a livery vehicle drivers licence..$ 25.00

PASSED THIS DAY OF 1988.

CITY CLERK MAYOR

Monday, 1988 March 21
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met.

There were present:	Alderman V. J. Agro, Chairman Alderman D. Christopherson, Vice-Chairman Mayor Robert M. Morrow Alderman M. Kiss Alderman R. Wheeler Alderman J. Gallagher Alderman T. Murray
Regrets:	Alderman P. Cowell - Regional Business Alderman P. Valeriano - Vacation
Also present:	Mr. L. Sage, Chief Administrative Officer Mr. E. Simpson, City Clerk Mr. Brian Allick, Director of Inspections Building Department Mr. D. Carson, Executive Assistant to the Mayor Mr. J. Thompson, Secretary

Hamilton Mundialization Committee Approval of Operating Budget

1. **Hamilton Mundialization Committee - Operating Budget**

Ms. Jannette Walkem and Mr. Doug Davies of the Hamilton Mundialization Committee appeared before the Committee with a budget proposal for the Hamilton Mundialization Committee in the amount of $3 820.

Following consideration, it was moved by Alderman Wheeler, seconded by Alderman Gallagher and carried that the following recommendations be submitted to City Council:

(a) That approval be given to establish an operating budget for 1988 for the Hamilton Mundialization Committee in the total amount of $3 820.

(b) That the Treasurer be requested to recommend the method of financing this budget appropriation.

(c) That the Treasurer be authorized and directed to forward a budget call letter to the Hamilton Mundialization Committee for the preparation of budget estimates for inclusion in the 1989 current budget review process.

Adoption of Minutes of the Meeting held 1988 February 15

2. **Minutes**

The minutes of the meeting of the Legislation Committee held 1988 February 15 were adopted as circulated to the members.

Civic Dinner - National Judo Championships

3. **National Judo Championships - Civic Dinner**

Mayor Morrow recommended that a civic dinner be provided for the National Judo Championships taking place 1988 April 23 - April 24 in the City of Hamilton at a cost of $5 000.

Alderman Kiss was unable to obtain a seconder to an amending motion that the City of Hamilton contribute $1 500. towards the cost of the dinner.

Following consideration, it was moved by Mayor Morrow, seconded by Alderman Wheeler and carried that the City of Hamilton host a dinner for approximately 200 competitors participating in the National Judo Championships to be held at the Mountain Arena in the City of Hamilton 1988 April 23 - April 24 at a cost not to exceed $5 000. and that the cost of providing this civic dinner be charged to Account No. 0373-1003 - "Special Civic Receptions and Delegate Hosting".

The Committee also directed that the necessary arrangements be made to have hospitality cards placed on the table indicating that the City of Hamilton is hosting the dinner.

Restoration of Market Sub-Committee

4. Market Sub-Committee

The following executive members of the Market Stallholder's Association appeared before the Committee to discuss the need for the re-establishment of the Market Sub-Committee. Mr. Bud Hubbard, President, Mr. Gabe Desender, member, Mr. Carmen Misale, member.

Mr. Misale addressed the Committee and explained that, at a general meeting of the Hamilton Farmer's Market Stallholder's Association last year, a motion was passed not to proceed with legal actions against the City but instead make an effort to work together with the City through the Market Sub-Committee to find solutions that would better help and promote the Market.

He proceeded to explain that there are several outstanding reports that should be reviewed by the Market Sub-Committee before recommendations for action are made which include the following:

(a) A report of the Director of Property which includes an item dealing with possible purchase or expropriation of private property for market parking.

(b) The Market Consumer Survey which was commissioned by the Executive Committee in order to assist Council to deal with their request for a parking solution for market shoppers.

(c) The Brian Tornsey Report prepared at the expense of Jackson Square which outlines a marketing strategy on how best to promote the market.

He also suggested that the Market Sub-Committee should undertake the following:

1. Review the by-law which regulates the Hamilton Farmer's Market.

2. Prepare future budgets of the Market in order that a consensus of concerns is reflected.

3. Review present and future Market rent fees.

4. Deal with present and future complaints from Stallholders.

Following considerable discussion, the Committee agreed to restore the Market Sub-Committee and directed the executive members of the Hamilton Farmer's Stallholder's Committee to submit names of candidates for nomination of 2 representatives of the Market Stallholder's Association for appointment to the Market Sub-Committee.

Banner for 1988 National Gymnastics and Trampoline Championships

5. Banner for the 1988 National Gymnastics and Trampoline Championships

The Committee agreed to recommend to City Council that the City purchase a banner to be erected across Main Street West in front of City Hall from 1988 May 16 to 1988 May 22 welcoming the 1988 National Gymnastics and Trampoline Championships at a cost not to exceed $750. and that this expenditure be funded from Unclassfied General Account No. 0378-27.

Permission to use City Crest - Ministry of Tourism and Recreation, Sports and Fitness Branch

6. Ministry of Tourism and Recreation, Sports and Fitness Branch - Permission to Use City Crest

The Committee agreed to recommend to City Council that the request of the Ministry of Tourism and Recreation, Sports and Fitness Branch for permission to reproduce the seal of the City of Hamilton for distribution to registrants participating in the Older Adult Walking Program, be approved.

7. **Canadian Union of Public Employees - One Minute Cessation of Work on 1988 April 28**

One Minute Cessation of Work - 1988 April 28 Canadian Union of Public Employees

The Committee agreed to recommend to City Council that a one-minute cessation of work be observed by all City Hall employees on Thursday, 1988 April 28 at 11:00 o'clock a.m. in recognition of all workers who have been killed, injured or disabled on the job.

8. **City of Regina - Proposed Railway Safety Act**

City of Regina - Proposed Railway Safety Act

The Committee agreed to recommend to City Council that the City of Hamilton endorse the submission of the City of Regina to the Standing Committee on Transportation in Ottawa dated 1988 March 08 in which concern is expressed on the proposed Railway Safety Act.

This new Act was tabled in Parliament on 1988 January 18. The City of Regina is strongly opposed to Section 112 of Bill C-105 which repeals the Railway Relocation and Crossing Act (RRCA).

The City of Regina submits that Parliament should streamline the provisions of the RRCA to make it a more workable and practicable alternative for municipalities, should it not be possible to reach agreements respecting relocation with railway companies.

They are concerned about the potential impact of the Railway Safety Act as it will be detrimental to a municipality's ability to initiate railway relocations for the purpose of urban development goals and objectives. They are recommending that the Standing Committee on Transportation should extend its sittings and travel to provide Canadian municipalities with an opportunity of making submissions relative to the repealing of the RRCA.

9. **Federation of Canadian Municipalities - 51st Annual Conference**

51st Annual Conference - Federation of Canadian Municipalities

The Committee agreed to recommend to City Council that the Mayor and a maximum of 3 Aldermen be authorized to attend the 51st Annual Conference of Federation of Canadian Municipalities to be held in Halifax on 1988 June 03 - June 06.

10. Account Transfer - Photocopier Purchase

Account Transfer - Photocopier Purchase

As recommended in a report from the City Clerk dated 1988 March 10, the Committee approved that $1 400. be transferred from Account No. 0322-0183 (Rental - Office Equipment) to Account No. 0322-0171 (Office Equipment) to permit the purchase of a photocopier to be placed at the front counter area of the City Clerk's Department.

11. **Photocopier for Aldermen's Offices**

Photocopier for Aldermen's Offices

The Committee authorized and directed the City Clerk to make the necessary arrangements to lease/rent the same type and model of photocopier that is being used at the City Clerk's Department front counter for the Aldermen's Offices on a 3 month trial basis.

The Committee felt that the 3 month trial period should be a good indicator as to whether the equipment will satisfy the needs and requirements of the Aldermen's Offices with respect to efficiency and operational performance.

Permission to Fly the Croation Flag

12. **Permission to Fly Croatian Flag**

As requested in a letter from Mr. Ivan Ban, President, United Croats of Canada, Hamilton Branch, the Committee agreed to recommend to City Council that approval be given to the request of the United Croats, Hamilton Branch to fly the Croation Flag at City Hall on Sunday, 1988 April 10 in recognition of the Croation Independence Day.

Use of City Hall Facilities

13. **Use of City Hall Facilities**

(a) Hamilton Minor Hockey Council General Meeting

The Committee agreed to recommend to City Council that the request of the Hamilton Minor Hockey Council to use the City Hall Council Chambers on Wednesday, 1988 April 27 at 7:30 o'clock p.m. for the purpose of conducting their general meeting, be approved.

(b) Y.W.C.A. Strawberry Festival

The Committee agreed to recommend to City Council that the request of the Y.W.C.A. as outlined in a letter dated 1988 February 26 to hold their annual Strawberry Festival in the forecourt of City Hall on Thursday, 1988 June 16 from 11:00 o'clock a.m. to 4:00 o'clock p.m., be approved.

(c) Hamilton Mundialization Committee - Art Exhibit

As requested by the Hamilton Mundialization Committee in a letter dated 1988 February 18, the Committee agreed to recommend to City Council that the request of the Hamilton Mundialization Committee for the use of the second floor foyer in the City Hall to display a major exhibition entitled: "China: Canadian Photo Perspective" from 1988 April 29 to 1988 May 12, be approved. This exhibition will be opened officially by His Worship Mayor Morrow and a representative from the Chinese Consulate on Sunday, 1988 May 01 at 3:00 o'clock p.m. City Hall.

(d) National Access Awareness Week

The Committee approved the request of the Ontario Steering Committee for National Access Awareness Week for the use of the City Hall foyer for a display from 1988 May 29 to June 04.

(e) Canadian Occupational Health and Safety Week

The Committee approved the request of the Canadian Society of Safety Engineering for the use of the City Hall foyer to display poster during Canadian Occupational Health and Safety Week from 1988 June 21 to 1988 June 24.

Correction of School Support on 1987 Assessment Rolls

14. **Correction of School Support on 1987 Assessment Rolls**

As outlined in reports of the City Clerk dated 1988 March 01, the Committee agreed to submit the following recommendations to City Council:

(i) That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, the taxes for the municipal properties known as 106, 125 and 127 Burton Street in the City of Hamilton, be directed to the Public School Board.

(ii) That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, the taxes for the municipal properties known as 141 Dunkirk Drive and 679 Limeridge Road East in the City of Hamilton, be directed to the Separate School Board.

15. **Daylight Saving Time Proclamation**

Daylight Saving Time Proclamation

The Committee agreed to recommend to City Council that the Mayor be authorized to issue a proclamation proclaiming Daylight Saving Time in the City of Hamilton from 2:00 a.m. Sunday, 1988 April 03 to 2:00 a.m. Sunday, 1988 October 30.

16. **Regional Trades Licencing By-law**

Regional Trades Licencing By-law

As recommended by the Building Commissioner in a report dated 1988 February 22, the Committee agreed to recommend to City Council that the City of Hamilton support the implementation of a Regional Trades Licencing By-law and that a copy of this resolution be forwarded to Regional Council for endorsement.

Mr. Brian Allick of the City's Building Department was in attendance and explained to the Committee that the various construction associations are strongly in favour of the implementation of a Regional Trades Licencing By-law.

Alderman Christopherson suggested that Mr. Allick advise the various construction associations that the City of Hamilton continues to support the concept of a Regional Trades Licencing By-law and is willing to work with the associations in convincing the other area municipalities that the enactment of a Regional Trades Licencing By-law is the best course of action.

17. **By-law to Amend Trade Licencing Schedules to the City of Hamilton Licencing By-law No. 79-323**

By-law to Amend Licencing Schedules to City of Hamilton Licencing By-law No. 79-323

As recommended by the Licencing Committee at its meeting held 1988 February 11, the Committee agreed to recommend to City Council that a by-law be enacted to amend Licencing By-law No. 79-323 respecting the following schedules:

(a) Schedule 33 relating to persons who store, transport or use explosives. This Section is being repealed in its entirety.

(b) Schedule 34 relating to building repair contractors.

(c) Schedule 35 relating to drain and septic tank installers and repairers.

(d) Schedule 36 relating to electricians.

(e) Schedule 37 relating to heating equipment installers.

(f) Schedule 38 relating to plumbers.

Hamilton Status of Women Sub-Committee

18. Hamilton Status of Women Sub-Committee

(a) Annual Report

Ms. McLaren, past Chairperson of the Hamilton Status of Women Sub-Committee, was in attendance to present their annual report.

Following presentation of the report, the Committee agreed that the Annual Report of the Hamilton Status of Women Sub-Committee for March 1987 to March 1988 outlining the activities of the Committee, be received.

(b) National Action Committee Annual General Meeting

As outlined in a report from the Secretary of the Hamilton Status of Women Sub-Committee dated 1988 March 15, the Committee approved that 6 members of the Hamilton Status of Women Sub-Committee be authorized to attend the National Action Committee Annual General Meeting in Ottawa from 1988 May 13 to May 16 and that the funds for the total expenditure of $1 060. be charged to Account No. 0372-1091, Travelling.

Parking Authority Parking Privileges for Persons Attending Civic Celebrations at City Hall

19. Parking Authority Re Parking Privileges for Persons Attending Civic Celebrations Held at City Hall

The Committee was in receipt of a report of the Parking Authority dated 1988 February 23 advising that the Parking Authority have no practical way of administering a parking control plan which would allow persons to park at "no charge" in the City Hall facility. It is possible to issue special permit for the day and time in question but this would invite criticism of the City by other parkers who would still have to pay.

The Parking Authority recommended that since the concept is not feasible, that special exceptions not be made to the present policy.

The Committee directed that the report of the Parking Authority be noted and received.

Resolution - Township of Cumberland - Installation of Vent Shields on Gas Regulators

20. Resolution - Township of Cumberland

The Committee agreed to submit the following recommendation to City Council for approval:

That the following resolution of the Township of Cumberland recommending that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario, not be endorsed.

THAT WHEREAS the inquest for the tragic event on Hoskins Crescent has been adjourned for an indefinite period of time; and

WHEREAS it is clear from the facts available and the actions of Consumers Gas with respect to installing vent shields, that vent shields are an added safety feature on gas regulators;

BE IT THEREFORE RESOLVED that the Council of the Township of Cumberland recommend to the Minister of Consumer and Commercial Relations that regulations and/or legislation, as required, be enacted immediately to have vent shields installed on all gas regulators in the Province of Ontario; and

BE IT FURTHER RESOLVED that the Council of the Township of Cumberland recommend to the Minister that "overpressure cut-off valves" (OPCO) be mandatorily included in the manufacture of all gas to be used in new construction in this Province; and

BE IT FURTHER RESOLVED that these concerns be forwarded to the Regional Municipality of Ottawa-Carleton and all metropolitan regions in Ontario, as well as the Association of Municipalities of Ontario for endorsement and follow-up.

Note: The Legislation Committee concurs with the recommendation of the Building Commissioner that this resolution not be endorsed.

Telephone in Council Chambers - Planning and Development Committee

21. **Planning and Development Committee - Telephone in Council Chambers**

As directed by City Council at its meeting held 1988 March 08 in adopting Section 2 of the FIFTH Report of the Planning and Development Committee, the Legislation Committee authorized and directed the City Clerk to investigate the feasibility and cost of installing a telephone on the centre round table in the Council Chambers for use at public meetings of the Planning and Development Committee.

Animal Control Sub-Committee - Re-examination of Programmes Approved in November, 1986

22. **Animal Control Sub-Committee - Re-examination of Programmes Approved in November, 1986**

As recommended by the Animal Control Sub-Committee in a report dated 1988 February 19, the Committee agreed to recommend to City Council that the amendments and programmes instituted as a result of the Animal Control Sub-Committee's recommendations which were adopted by City Council 1986 November 11, be continued.

Director of Culture and Recreation Department Use of City Hall Facilities

23. **Director of Culture and Recreation Department - Use of City Hall Facilities**

As recommended by the Director of Culture and Recreation in reports dated 1988 March 02, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That permission be granted to utilize the City Hall first and second floor foyers for the period June 6 to 17, inclusive, to display Senior's art work, in conjunction with Senior Citizens Month.

(b) That permission be granted for use of the City Hall forecourt on June 6 and June 17, from 12:00 noon to 4:00 p.m. for the opening and closing ceremonies of the Seniors Carousel.

(c) That permission be granted to utilize the City Hall's first and second floor foyers on May 18 and May 19 from 9:00 a.m. to 4:30 p.m. to hold registration for the Regional Senior's Games.

Lodging House Review Committee

24. **Lodging House Review Committee**

The Committee agreed to recommend to City Council that Alderman D. Christopherson and Mr. S. Dembe be authorized to attend a meeting of the City of Windsor's Lodging House Review Committee to be held on Wednesday, 1988 March 23 in the City of Windsor at an estimated cost of approximately $500. for travelling expenses.

Seminar Attendance - Ministry of Municipal Affairs

25. **Seminar Attendance - Ministry of Municipal Affairs**

The Secretary reminded the Committee that City Council at its meeting held 1988 February 09, in adopting Section 1 of the THIRD Report of the Legislation Committee, approved that the Chairman or his designate be authorized to attend a municipal seminar sponsored by the Ministry of Municipal Affairs, through the Education and Training Secretariat and Field Services Branch.

To date, no one has indicated that they are interested in attending this seminar.

Full-time Municipal Politicians - Impact and Challenges to Local Government

26. **Full-time Municipal Politicians - Impact and Challenges to Local Government**

The Secretary informed the Committee that Alderman D. Christopherson and Alderman G. Copps have indicated that they are interested in attending a symposium entitled "Full-time Municipal Politicians - Impact and Challenges to Local Government" to be held 1988 May 25 - May 27 in London, Ontario. Alderman Christopherson was the first member of City Council to submit his letter advising that he was interested in attending the symposium.

The Committee approved that, in the event Alderman Christopherson is unable to attend, Alderman Copps be authorized to attend.

Adjournment

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

John Thompson, Secretary
1988 March 21

Typed by M. J. Walton

Monday, 1988 April 18
10:30 o'clock a.m.
Room 233, City Hall

The Legislation Committee met.

There were present:
Alderman V. J. Agro, Chairman
Alderman D. Christopherson, Vice-Chairman
Mayor Robert M. Morrow
Alderman M. Kiss
Alderman R. Wheeler
Alderman J. Gallagher
Alderman P. Valeriano
Alderman P. Cowell
Alderman T. Murray

Also present:
Mr. L. Sage, Chief Administrative Officer
Mr. E. Simpson, City Clerk
Mr. S. Dembe, Manager of Licencing
Mr. D. Vyce, Director of Property
Mr. J. Thompson, Secretary

Smoking in the Workplace

Smoking in the Workplace

The Committee was in receipt of a letter from the Lung Association dated 1988 March 02 recommending that the Legislation Committee consider introducing and supporting legislation to restrict smoking in the workplace.

The Committee was also in receipt of copies of letters received from businesses and firms in the private sector in response to a survey conducted recently by Alderman Valeriano dealing with the issue of "smoking in the workplace". Alderman Valeriano explained that ninety percent of the replies are very positive.

Copies of a memorandum from Mr. Philip R. A. Hooker, City Solicitor's Office dated 1988 April 15 dealing with a proposed City of Hamilton Workplace Smoking By-law were distributed to the Committee.

Mr. Hooker advised that the Municipal Act, as it now stands, does not provide adequate authority for the passage of a by-law by a municipality to regulate smoking in non public areas of the municipality including private work places.

Section 104 of the Municipal Act has been found to be a notably unreliable and insufficient authority, on its own, for many by-laws and therefore ought not to be relied upon, particularly as a basis for a proposed by-law which may be controversial and thus challenged in court.

Toronto's workplace smoking by-law is founded on specially authorizing, private legislation.

Mr. Hooker is not aware of any other sections of the Municipal Act which would clearly authorize passage of a by-law regulating and governing (or prohibiting) smoking in non public places, including private workplaces. He recommended that in order for the City of Hamilton to enact a workplace smoking by-law, enabling legislation, whether general or special is required.

Smoking in the Workplace

Ms. Lian Lawrence, City Solicitor's Office, was in attendance and advised that there is no evidence to indicate that court proceedings have been initiated to challenge the City of Toronto Workplace Smoking By-law.

The following individuals and representatives of the following organizations were in attendance and gave brief presentations in support of legislation to restrict smoking in the workplace.

1. Mr. Tim Dexter representing Young Constituents
2. Mr. Brian Reed, Non Smoking Rights Group
3. Dr. D. Pengelly, McMaster University Medical Centre
4. Mr. Bob Bruce, The Lung Association
5. Mr. Ken Spencer, National Slag
6. Mr. D. Glennie, District President, Canadian Cancer Society
7. Ms. Susan Carter, District Director, Canadian Cancer Society
8. Ms. Connie Kowalski, Work Place Education, Canadian Cancer Society of Metro Hamilton District
9. Dr. George Lewis, Professor of Anatomy
10. Ms. Shelley Skerlan, Proctor and Gamble
11. Mr. Hugh Stanton, representative of the Ontario Cancer Foundation's Centre
12. Representative of the Hamilton-Wentworth Interagency Council on Smoking

Alderman Gallagher noted that City Hall does not have a program in place to assist employees to stop smoking. He stated that there should be a program in place to assist employees financially.

Upon being questioned, that Mr. Sage advised that normal disciplinary procedures apply at City Hall with respect to the enforcement of non smoking legislation.

Following considerable discussion, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That the City Solicitor be authorized and directed to undertake the preparation of a draft by-law to regulate smoking in the workplace in the private sector for consideration of the Legislation Committee.

(b) That Hamilton City Council apply to the Government of Ontario for special enabling legislation to permit the passage of a by-law respecting smoking in the workplace.

(c) That a public forum be held on the proposed by-law to receive input.

(d) That Hamilton City Council recommend to the Government of Ontario that they recognize smoking in the workplace as a health and safety hazard and should be regulated through provincial legislation and regulations rather than municipal by-laws.

Adoption of the Minutes of the Meeting Held 1988 March 21

1. Minutes

The minutes of the last regular meeting of the Legislation Committee held 1988 March 21 were adopted as circulated to the members.

100th Anniversary Tournament - Provincial Lawn Bowling Association of Ontario

2. Provincial Lawn Bowling Association of Ontario - 100th Anniversary Tournament

As outlined in a report of Mayor Morrow dated 1988 April 06, the Committee agreed to submit the following recommendation to City Council for approval:

(a) That the City host a stand-up luncheon for 125 participants and officials at the Fernleigh Lawn Bowling Club on Sunday, August 14 at 12:15 p.m. prior to the official opening of the 100th Ontario Bowling Association Trophy Tournament at a cost not to exceed $2 000.

(b) That this expenditure be financed from Account No. 0373-1003 - "Special Civic Receptions and Delegate Hostings".

42nd Annual Conference - The Business and Professional Women's Club of Hamilton

3. The Business and Professional Women's Club of Hamilton - 42nd Annual Provincial Conference

As outlined in a report of Mayor Morrow dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council for approval:

(a) That a civic reception be provided to approximately 200 delegates attending the opening ceremonies and reception of the 42nd Annual Provincial Conference being hosted by the Business and Professional Women's Club of Hamilton to be held in the City of Hamilton 1988 May 27 to May 29 at an estimated cost of $1 500.

(b) That funding for this expenditure be charged to Account No. 0373-1003 - "Special Civic Receptions and Delegate Hostings".

Letter - Overhead Crane Service & Supply Co. Ltd.

4. Letter from Overhead Crane Service & Supply Co. Ltd.

The Committee was in receipt of a copy of a letter from Overhead Crane Service & Supply Co. Ltd., 1314 Rymal Road East, Hamilton to His Worship Mayor Morrow dated 1988 March 17 complaining about the new schedule for mail pickup in the Hamilton Mountain Industrial Park.

The Secretary suggested in a memo dated 1988 April 12 that the Legislation Committee may wish to consider recommending to City Council that Canada Post be requested to re-evaluate the service for the Hamilton Mountain Industrial Park in light of the concern being expressed by the businesses in the area who like a mail pickup at 5:30 o'clock p.m. rather than 4:00 o'clock p.m.

Direction was given that the letter from Overhead Crane Service & Supply Co. Ltd. be tabled.

Visit of Her Majesty Queen Beatrix of the Netherlands

5. Visit of Her Majesty Queen Beatrix of the Netherlands

As outlined in a report of the Secretary of the Queen Beatrix Visit Committee dated 1988 April 12, the Committee agreed to submit the following recommendations to City Council for approval.

(a) That an amount of $8 000. be appropriated for expenses associated with the visit of Her Majesty Queen Beatrix and His Royal Highness Prince Claus of the Netherlands to the City of Hamilton on Friday, 1988 May 13.

(b) That this amount be financed from Account No. 0280-56 - "Reserve for Special Events" - 1988.

Proposal to Erect Engineering Centennial Commemorative Plaque and Time Capsule on Grounds of City Hall

6. Proposal to Erect Engineering Centennial Commemorative Plaque and Time Capsule on Grounds of City Hall

Representatives of the Hamilton Chapter of the Canadian Society of Civil Engineers appeared before the Committee requesting permission to erect a commemorative plaque and time capsule upon the grounds of City Hall at a location west of the existing building.

With respect to the material to be used in the construction of the monument, Alderman Wheeler suggested that the Hamilton Chapter investigate using white marble for the monument so that it will blend in with the City Hall.

Alderman Murray also suggested that the Committee should develop a policy for the placement of commemorative plaques, monuments and time capsules upon the grounds of City Hall.

Following discussion and as outlined in a report of the Director of Property dated 1988 March 31, the Committee agreed to submit the following recommendations to City Council for approval, as amended:

(a) That permission be granted to the Hamilton Chapter of the Canadian Society of Civil Engineers to erect a commemorative plaque and time capsule upon the grounds of City Hall at a location west of the existing building, subject to -

(i) An agreement being entered into between the City and the Hamilton Chapter of Canadian Society of Civil Engineers with respect to the actual entry upon City lands and construction of the monument and its continued presence on the site.

(ii) The City always retaining the right to relocate the monument to another location in the event that the City requires the land for other municipal purposes at some time in the future.

(iii) The Legislation Committee receiving and approving additional satisfactory information on the construction and final design of the monument to ensure that it is architecturally compatible and aesthetically pleasing.

(b) That the City Solicitor be directed to prepare an Agreement between the City and the Engineering organization covering the proposal.

Note: The Hamilton Chapter of the Canadian Society of Civil Engineers is requesting permission to erect a commemorative plaque and time capsule on behalf of the Engineering profession as part of the celebration of the Centennial of Engineering in Canada this year.

For the information of the members of City Council, the Legislation Committee intend to develop a policy for the placement of time capsules upon the grounds of City Hall for approval of City Council.

Settlement of Account - Mr. P. M. Eker - Second Level Lodging House By-law

7. **Account of Mr. P. M. Eker - Second Level Lodging House By-law**

The Committee was in receipt of a report of the City Solicitor dated 1988 March 30 recommending that the account of Mr. P. M. Eker in the amount of $11 400. be paid to cover the services rendered with respect to the preparation of the proposed Second Level Lodging Housing By-law.

The question was raised as to whether Mr. Eker's account was taxed. It was noted that only those accounts recommended by the City Solicitor should be taxed. It was also noted that the account submitted by Mr. Eker is based on an old fee schedule of the Hamilton Law Association Standards Guide.

Following consideration, it was moved by Alderman Wheeler, seconded by Alderman Valeriano and carried that the account of Mr. Eker be paid.

Aldermen Agro and Murray were recorded as opposed.

Procedural By-law Amendment

8. **Procedural By-law Amendment**

The Committee was in receipt of a report of the Chief Administrative Officer dated 1988 April 12 recommending a housekeeping amendment to the Procedural By-law in order to rectify the discrepancy on Access to Information provisions as they apply to the City and its local boards.

Alderman Christopherson advised that he is satisfied that the concerns he raised over the wording of the proposed changes have been addressed and resolved in the modified recommendations presently before the Committee.

Following discussion, it was moved by Alderman Christopherson, seconded by Alderman Valeriano and carried that the following recommendation as outlined in a report of the Chief Administrative Officer dated 1988 April 12 be presented to City Council for approval:

(a) That the City of Hamilton Procedural By-law No. 82-203 - Access to Information and Meetings Section be amended so as to provide for the following to be included as a matter permitted to be discussed in-camera by the Standing Committees and City Council:

"Personnel Matters relating to

(i) hiring
(ii) wages, salaries or benefits
(iii) discipline
(iv) termination
(v) changes in the employment status of employees"

(b) That the City Solicitor be authorized and directed to prepare the necessary amending by-law.

Nuisance Wildlife Trapping Program

9. **Nuisance Wildlife Trapping Program**

The Committee was in receipt of a report from the Animal Control Sub-Committee dated 1988 February 22 recommending that, notwithstanding budget considerations, a Nuisance Wildlife Trapping program be implemented on an annual basis.

With respect to the financial implications, it was noted that a program concentrating on the Redhill Creek and Westend Ravine would cost approximately $30 000. annually and that a City-wide program would cost approximately $60 000. annually and that funding is not available.

Mr. Cam Stableford, Manager, H.S.P.C.A., was in attendance to discuss the report with the Committee. Mr. Stableford reported that in light of the fact that there has been a 30% increase in reported cases of rabies in the City, the Committee should consider the continuation of some kind of nuisance wildlife trapping program.

Alderman Christopherson reported in light of health warnings received from the H.S.P.C.A., Dr. Cunningham expressed concern over the increase in rabies cases at a recent meeting of the Health and Social Services Committee.

Alderman Valeriano recommended that the Committee should explore the possibility of obtaining financial assistance from the Ministry of Natural Resources for habitat cleanup.

Alderman Wheeler suggested that the Committee should review fines for illegal dumping throughout the City which may be breeding sites for skunks. He suggested that the additional revenue derived from the increased fines could be used to offset the cost of a nuisance wildlife trapping program.

Following considerable discussion, the Committee approved in principle that a Nuisance Wildlife Trapping Program should be restored or re-implemented subject to receiving a detailed report from Mr. Stableford on the timing and costing of the program. The Committee agreed that a representative of the Ministry of Natural Resources should be invited to attend the meeting of the Legislation Committee when Mr. Stableford's report is considered.

10. Market Sub-Committee

Market Sub-Committee

The Committee was in receipt of a letter from Mr. Bud Hubbard, President, Hamilton Farmer's Market Stallholders Association dated 1988 March 25 containing five names of candidates for nomination of two representatives of the Market Stallholders Association for appointment to the Market Sub-Committee.

Following consideration, the Committee approved of the following appointments to the Market Sub-Committee for a term expiring with the term of City Council:

Alderman P. Valeriano, Chairman

Alderman R. Wheeler

Mr. B. Hubbard, Hamilton Farmer's Market Stallholders Association

Mr. K. Gunson, Hamilton Farmer's Market Stallholders Association

11. Large Urban Annual Meeting - A.M.O.

Large Urban Annual Meeting - A.M.O.

The Committee was in receipt of a copy of the preliminary program for the Large Urban Annual Meeting of A.M.O. to be held 1988 June 15 to June 17 in the City of North York.

The Committee agreed to circularize the members of City Council to see who would be interested in attending this annual meeting.

12. Legislative Support Services Costs

Legislative Support Services Costs

The Committee was in receipt of a copy of the Regional Finance and Personnel Committee Report regarding Legislative Support Services Costs which have been referred to the Area Municipalities for their review and comment.

The Committee directed that the Regional report be referred to the City Treasurer for analysis and comment.

13. Use of City Hall Facilities

Use of City Hall Facilities

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council:

That permission be granted to the International Christian Biker's Association, Hamilton Chapter, to use the City Hall forecourt on Saturday, 1988 May 07 at 10:00 o'clock a.m. for the reading of a proclamation by His Worship Mayor Morrow declaring May as Motorcycle Safety and Awareness Month.

Heritage Happening Day

14. Heritage Happening Day

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council for approval:

> That, in the event of inclement weather, permission be granted to the Burlington Culture Centre and the Joseph Brant Museum to hold a press conference at City Hall on the second floor foyer area on Tuesday, 1988 June 21 at 10:00 o'clock a.m. to declare 1988 July 01 as Heritage Happening Day in the City of Hamilton.

Big Sister Association of Hamilton & District

15. Big Sister Association of Hamilton & District

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council for approval:

> That permission be granted to the Big Sister Association of Hamilton & District, Inc. to use the City Hall forecourt on Wednesday, 1988 June 01 at 12:00 o'clock noon for the reading of a proclamation by His Worship Mayor Morrow declaring June 1988 as "Be-a-Matchmaker" month.

The Great Ride to Beat Cancer

16. The Great Ride to Beat Cancer

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council:

> Approval of the action of the Legislation Committee in authorizing to the Canadian Cancer Society to:
>
> (a) Use the City Hall forecourt on Sunday, 1988 April 24 for the annual Great Ride to Beat Cancer from approximately 10:00 a.m. to 5:00 p.m.
>
> (b) Use the following equipment:
>
> (i) P.A. System
> (ii) Chairs (15)
> (iii) Tables (7)
> (iv) Washroom facilities - female and male
> (v) Electricity - plugs and cords
> (vi) Water facilities
> (vii) Rear unloading facilities
>
> (c) Staff overtime of approximately 6 hours at an estimated amount of $140. for a Property Maintenance Worker to set up and clear away the above-requested equipment.
>
> Note: For the information of the members of City Council, funding for this staff time is charged to Account No. 0321-0760, "Use of City Hall Facilities and Equipment by Outside Groups".

The Salvation Army Hamilton Temple - Summer Series of Outdoor Services

17. The Salvation Army Hamilton Temple - Summer Series of Outdoor Services

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendations to City Council for approval:

(a). That the request of the Salvation Army Hamilton Temple to use the front canopy area of City Hall for summer Gospel meetings each Sunday from 1988 June 19 to 1988 August 30, be approved.

(b) That permission be granted to the Salvation Army Hamilton Temple to use 150 chairs and a piano.

Note: This is a traditional event at City Hall that has been held for the past several years.

No staff time is required, as this equipment is set aside on a dolly each Friday night and the Salvation Army members ensure that everything is set up and cleared away.

The P.A. System and podium are provided by the Salvation Army and the podium is kept at City Hall until after the last service on 1988 August 28.

Hamilton Black Ribbon Day

18. Hamilton Black Ribbon Day

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That permission be granted to the International Black Ribbon Day Committee to use the following facilities on 1988 August 23:

(i) City Hall forecourt from 7:00 o'clock p.m. to 9:00 o'clock p.m.

(ii) P.A. system

(iii) 50 chairs, 1 table and a speaker's podium

(iv) small portion of the City Hall forecourt for a peaceful, candlelight vigil from 9:00 o'clock p.m. Monday, 1988 August 22 to Tuesday, 1988 August 23 at 9:00 o'clock p.m.

(b) That approval be given to fly the national flags of the following countries from the top of City Hall from Monday, 1988 August 22 to Wednesday, 1988 August 24.

(i) Polish
(ii) Czechoslovakian
(iii) Estonian
(iv) Hungarian
(v) Latvian
(vi) Lithuanian
(vii) Ukrainian
(viii) Romanian
(ix) Slovaks

Hamilton Croatian Community

19. **Hamilton Croatian Community**

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council for approval:

That approval be given to the request of the Croatian National Congress, Hamilton Branch to use the City Hall Council Chambers on Saturday, 1988 May 21 from 11:00 o'clock a.m. to 12:00 o'clock noon for a ceremony in remembrance of Bleiburg's victims.

Citizenship Court

20. **Citizenship Court**

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That approval be given to the request of the Department of Secretary of State, Judges Chambers, Court of Canadian Citizenship to use the City Hall Council Chambers on Tuesday, 1988 June 21 from 4:00 o'clock p.m. to 5:30 o'clock p.m. for the Zonta Club Special Citizenship Court.

(b) That the City provide light refreshments in the form of coffee, tea and pop for approximately 150 people at an estimated cost of $150. in the second floor foyer area.

(c) That funding for this expenditure be charged to Account No. 0373-1002 - "Receptions - City Hall".

Organ and Tissue Donor Awareness Week

21. **Organ and Tissue Donor Awareness Week**

As outlined in a report of the City Clerk dated 1988 April, the Committee agreed to submit the following recommendation to City Council:

Approval of the action of the Legislation Committee in authorizing St. Joseph's Hospital to use the City Hall forecourt on Tuesday, 1988 April 26 at 10:00 o'clock a.m. for a balloon release and proclamation ceremony by His Worship Mayor R. Morrow.

Hamilton Mundialization Committee - Permission to Fly National Flags

22. **Hamilton Mundialization Committee, Permission to Fly National Flags**

As outlined in a report of the City Clerk dated 1988 April 12, the Committee agreed to submit the following recommendation to City Council:

That the request of the Hamilton Mundialization Committee for permission to fly the national flags of the following countries from 1988 April 29 to 1988 May 12 on the occasion of the Twentieth Anniversary of the Mundialization of Hamilton, be approved.

COUNTRY	TWIN CITY
India	Mangalore
Japan	Fukuyama
United States of America	Flint, Michigan
Italy	Racalmuto
Peoples Republic of China	Ma'Anshan

Jamaican Flag

23. **Jamaican Flag**

As outlined in a report of the City Clerk dated 1988 April 12, the Committee approved that permission be granted for the Jamaican Flag to be flown at the front of City Hall on Tuesday, 1988 April 19 on the occasion of the visit to Hamilton by Deputy High Commissioner of Jamaica, Mrs. Taylor-Roberts.

Civic Awards

24. **Civic Awards**

As outlined in reports of the Secretary dated 1988 April 12, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That civic gold rings and gold pins be awarded to Giorgio Bianchin and Linda Shultis who won National and Provincial Artistic Roller Skating Championships during the 1987 competitive year.

(b) That civic gold pins be awarded to the members of the Hamilton Yuk Yuk Ti-Cats who won the Provincial Championship title in the B Division in Ottawa 1987 October 10 and 11 as verified by the Ontario Amateur Football Association in a letter dated 1988 February 12.

(c) That civic awards be granted to the following members of the Leander Boat Club who won national and international championships at the Canadian National Rowing Championships held at Montreal and the Royal Canadian Henley Regatta held at St. Catharines which are sanctioned by the Canadian Amateur Rowing Association:

Steve Strba	-	gold ring
Steve Offerd	-	gold ring
Dave Kozicz	-	gold ring
Daniel Kunic	-	gold ring
Marianne Tillinger	-	gold ring
Mike McAllister	- Coach -	ruby insert
Matt Clark	-	gold ring
Pat Matozzo	-	gold ring
Steve McIlwaine	-	gold ring
Ken Putt	-	gold ring
Francis Wright	-	gold ring
Daniel Aucoin	-	gold ring

Hamilton Camera Club

25. **Hamilton Camera Club**

As outlined in a report of the Secretary dated 1988 April 12, the Committee agreed to submit the following recommendations to City Council for approval:

(a) That the City of Hamilton donate 6 medals to the Hamilton Camera Club for its annual City of Hamilton photo champtionship at an estimated cost of $470.

(b) That funding for this expenditure be charged to Account No. 0373-1001, Civic Pins, Medals, and Rings.

Resolution from the City of Stoney Creek - Highway No. 20 at King Street

26. **Resolution from the City of Stoney Creek - Highway No. 20 at King Street**

The Committee was in receipt of a copy of a resolution from the City of Stoney Creek which asks the Ministry of Transportation of Ontario to install "a synchronized advanced advisory traffic signal" which has been forwarded to the City of Hamilton for endorsation and support.

The Committee agreed to table this resolution pending receipt of a full report from Mr. Murray Main, Director of Traffic Services.

Minutes - Hamilton Status of Women Sub-Committee

27. **Hamilton Status of Women Sub-Committee - Minutes**

The Committee received a copy of the minutes of the meeting of the Hamilton Status of Women Sub-Committee held 1988 February 08.

Adjournment

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

John Thompson, Secretary
1988 April 18

Typed by M. J. Walton

2.

FOR ACTION

REPORT TO: Legislation Committee

FROM: John Thompson, Secretary
Legislation Committee

DATE: 1988 April 27
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Civic Reception - 42nd Annual Provincial Conference of the Business and Professional Women's Club of Hamilton.

RECOMMENDATION:

That the request of the Business and Professional Women's Club of Hamilton for the City of Hamilton to host a civic reception for approximately 200 delegates attending the opening ceremonies and reception of the 42nd Annual Provincial Conference to be held in the City of Hamilton 1988 May 27 to May 29, be reconsidered.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A) John Thompson

$1 500. funded from the "Special Civic Receptions and Delegate Hostings" Account.

BACKGROUND

At its meeting held 1988 April 26, City Council referred back Section 3 of the Sixth Report of the Legislation Committee dealing with the hosting of a civic reception for the above organization for clarification.

The purpose of this referral is that City Council has already approved that a grant in the amount of $900. be made to the Business and Professional Women's Club of Hamilton to be used to assist in funding their Annual Provincial Conference. This grant was approved by City Council at its meeting held 1988 March 29 on the recommendation of the Finance Committee.

3(a)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 26
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

St. Mary's Portuguese Church - Annual Festival.

RECOMMENDATION:

That the Liquor Licence Board of Ontario be advised that the City of Hamilton has no objection to the issuance of the Special Occasion Permit to St. Mary's Portuguese Church on the occasion of their annual festival in honour of "Our Lady of the Angels" to be held 1988 August 13 and 14 at St. Mary's School playground and at Sts. Cyril and Methodius Church parking lot.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

3(c)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 27
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Hamilton and District Labour Council - Memorial.

RECOMMENDATION:

That the request of the Hamilton and District Labour Council to erect a memorial upon the grounds of City Hall at a location west of the existing building be tabled until such time as a policy has been approved for placement of commemorative plaques, memorials and time capsules upon the grounds of City Hall.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

At its regular meeting held 1988 April 18, the Legislation Committee on the recommendation of Alderman Murray, agreed that a policy should be developed in light of the number of requests being received from various organizations in the City.

HAMILTON and DISTRICT LABOUR COUNCIL C.L.C.

1025 Barton Street East, Hamilton, Ontario L8L 3E3 • 547-2944

President Dave Wilson Secretary Elaine McMurray

April 20, 1988

Legislation Committee
City Hall
Main Street West
Hamilton Ontario

Committee Members:

This letter is being written to you, to ask that you investigate the possibility of allowing a memorial to be situated on the property in close proximity to City Hall, preferably west of the building close to Bay Street.

We are aiming to complete our project by April 28, 1989.

Mr. Don Fraser and myself had a brief meeting with the Mayor on April 14th, he directed us to your Committee.

We would like to meet and discuss this proposal with you at your convenience.

Sincerely,

John Balloch, Chairperson
Health & Safety Committee

JB/pjs

opeiu-343

3(d)

F O R A C T I O N

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 27
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Permission to fly the national flag of the Republic of Korea.

RECOMMENDATION:

That approval be given to the request of the President of Unit No. 26 Hamilton of the Korean Veterans Association of Canada Inc. to fly the national flag of the Republic of Korea at City Hall from Sunday, 1988 July 24 to Saturday, 1988 July 30 in recognition of signing of the Korean War Armistice Agreement in 1953.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

3(e)

FOR ACTION

REPORT TO: Legislation Committee

FROM: E. A. Simpson
City Clerk

DATE: 1988 April 27
COMMITTEE FILE:
DEPARTMENT FILE:

SUBJECT:

Correction of school support.

RECOMMENDATION:

That, as provided for in Section 123(1) of the Education Act dealing with the correction of a clerical error in respect of school support, the taxes for the municipal property known as 680 Lawrence Road, Apartment 7 in the City of Hamilton, be directed to the Separate School Board.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

MEMORANDUM • CITY OF HAMILTON

38

TO : Chairman and Members
Legislation Committee

YOUR FILE:

FROM : Mr. K. E. Avery
Deputy City Clerk

OUR FILE :

SUBJECT : MATTERS REFERRED FROM CITY COUNCIL

DATE :1988 April 27

At its meeting held 1988 April 26, City Council directed that the following issues be referred to the Legislation Committee for consideration and recommendation:

(a) Review of present practice of permitting smoking in political offices in City Hall.

(b) Investigate use of radios, T.V.'s and coffee machines in City Hall offices.

KEA:mjw

4.

FOR ACTION

REPORT TO: John Thompson, Secretary
Legislation Committee

FROM: S. J. Dembe
Manager, Licence Division

DATE: 1988 April 15
COMM FILE:
DEPT FILE:

SUBJECT

Amendment to Licence By-law 79-323 respecting Taxicab Priority List

RECOMMENDATION

That Schedule 4 of Licence By-law 79-323, as amended, be further amended to exempt persons whose names are entered on the Taxicab Priority List as it existed prior to 1979 and whose names appear on the current list from the requirement of proof of full-time employment in the taxi industry for the two years immediately prior to consideration of their name for a taxi plate from the Priority List.

FINANCIAL IMPLICATIONS (IF NONE, STATE N/A)

N/A

BACKGROUND

At the direction of the City of Hamilton Licensing Committee, the City Solicitor has prepared the attached draft by-law, which was approved by the Committee at its meeting held April 14, 1988. This recommedation comes as a result of ongoing difficulties that the Committee has had with the selection of individuals for taxicab licences. Persons who are now receiving licences have had their names on the Priority List for approximately 15 years. In 1979 the By-law was amended which added a number of new requirements to prove active participation in the taxi industry. This By-law will exempt all persons whose names appear on the Priority List prior to November 27, 1979.

Bill No.

The Corporation of the City of Hamilton

DRAFT
FOR DISCUSSION PURPOSES ONLY
CITY SOLICITOR
THE CITY OF HAMILTON

BY-LAW NO. 88-

To Amend:

Licensing By-law No.79-323

Respecting:

TAXI-CAB PRIORITY LIST

WHEREAS By-law No. 79-323, being the City of Hamilton Licensing Code, was passed on the 27th day of November, 1979;

AND WHEREAS Part 5 of Schedule 4 annexed to and forming part of By-law No. 79-323 provides for a taxi-cab priority list;

AND WHEREAS it is intended to revise section 19 of Schedule 4 to By-law No. 79-323 dealing with the eligibility of applicants on the priority list.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 79-323 is hereby amended by adding thereto the following section:

19a. (1) Clauses (i) and (ii) of subsection 1 of section 19 shall not apply where an applicant demonstrates to the satisfaction of the Licence Committee,

(i) that his name was entered on the priority list as it existed prior to the year 1979, and

(ii) that his name also appears on the current priority list.

(2) Notwithstanding subsection (1) above, every applicant shall be required to comply with the provisions of clause (iii) of subsection 1 of section 19.

2. In all other respects, Schedule 4 is hereby confirmed, unchanged.

PASSED this day of A.D. 1988.

City Clerk Mayor

(1983) R.L.C.

MEMORANDUM • CITY OF HAMILTON

5(a)

TO : Chairman and Members
Legislation Committee

YOUR FILE:

FROM : John Thompson, Secretary
Legislation Committee

OUR FILE :

SUBJECT : RESOLUTION FROM THE CITY OF CHATHAM

DATE : 1988 April 27

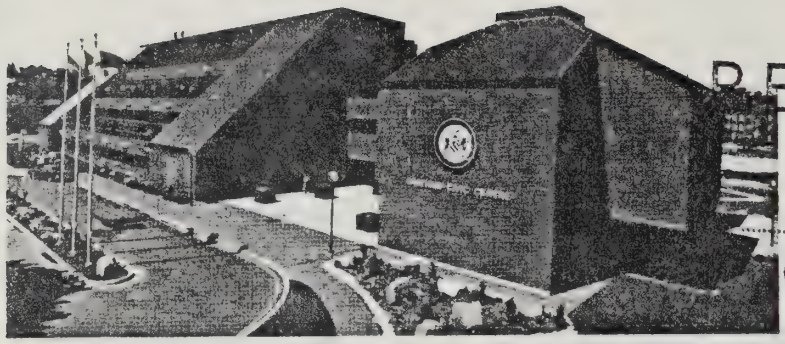
Attached for your consideration and recommendation is a copy of a resolution from the City of Chatham in which the Honourable Jake Epp is being petitioned to enact legislation requiring the listing of all ingredients contained in prepared food sold be fast food outlets, restaurants and catering services, which has been forwarded to the City of Hamilton for endorsation and support.

Attached also is a copy of a memorandum from Dr. A. I. Cunningham dated 1988 April 12 in which he supports the intent of the resolution.

John Thompson

JT:mjw

Attachments



RECEIVED
MAR 8 1988
DEPARTMENT OF
CLERK

TELEPHONE
CITY CLERKS 519-352-4500

THE CORPORATION OF THE CITY OF CHATHAM

P.O. BOX 640
CHATHAM, ONT., March 3, 1988
N7M 5K8

OUR FILE _____

YOUR FILE _____

Dear Sir/Madam:

RE: DISCLOSURE OF INGREDIENTS IN FOOD

Please be advised that The City of Chatham Council at its regular meeting of February 29, 1988, enacted Resolution Number 88-4 dealing with the listing of all ingredients contained in prepared food sold by fast food outlets, restaurants and catering services.

We hereby request that you place the attached Resolution and supporting documents on your Council's Agenda, for endorsement, and that The Honourable Jake Epp be advised of your Council's action in this regard.

Thank you for your co-operation and consideration of this important subject.

Yours truly,

Brian W. Knott
Solicitor/Clerk

HAM:ap

Attachments

CITY OF CHATHAM

RESOLUTION NUMBER 88-4

WHEREAS the Federal Government, as represented by The Minister of National Health and Welfare, is responsible for recommending legislation for the proper disclosure of ingredients contained in packaged and/or prepared foods sold in Canada.

AND WHEREAS many persons have died of Anaphylactic Shock caused by their unknowningly eating food which contained ingredients to which they were allergic.

AND WHEREAS it is desirable to protect the public against such dangers and to reduce the number of deaths caused by Anaphylactic Shock.

BE IT THEREFORE RESOLVED by The Municipal Council of The Corporation of the City of Chatham as follows:

That the Honourable Jake Epp, Minister of National Health and Welfare be petitioned to use his good offices to convince his colleagues in caucus that legislation should be enacted requiring that all food sold in fast food outlets, restaurants and catering services contain labels listing all ingredients contained in the food being offered for sale.

AND FURTHER that this Resolution be circulated to Ontario municipalities with a population of 10,000 or more requesting that they forward their notification of support to the Minister of National Health and Welfare and local Members of Parliament.

MOVED BY: ALDERMAN SULMAN

SECONDED BY: ALDERMAN ARBOUR

If you feel supportive of our cause, please sign and mail to the address below. NO postage is necessary when corresponding with our MP's. Thank you.

February 1988

Honourable Jake Epp,
Minister of National Health and Welfare,
256 Confederation Building,
House of Commons,
Ottawa, Ontario.
K1A 0A6

Dear Mr. Epp,

Re: Legislation for the ingredient labelling of all food sold in Fast Food Outlets, Restaurants, and Catering Services.

On October 8, 1987, 9 year old Kelly Chinnick died of Anaphylactic Shock, due to a taste of icing at a Thanksgiving celebration at school. Kelly was allergic to nuts and was unaware of peanut butter in the icing. The story does not end with Kelly but is intensified with the fact that her 4 year old sister Jody has the same allergy to nuts. It is in Kelly's memory and for Jody's sake that we write to you.

Our hopes are that in the near future Legislature will consider mandatory ingredient labelling of all food in Fast Food Outlets, Restaurants, and Catering Services. It is our belief that Legislative action is the only answer, so that those such as Jody are able to protect themselves. If laws can be enforced and all products are labelled, we feel that our plea for the sake of children and adults living, and who have died due to a food allergy, has not been in vain.

Sincerely,

Additional comments:

M E M O R A N D U M

TO: Members of Council

FROM: William K. Erickson, Mayor

DATE: February 29, 1988

RE: DISCLOSURE OF INGREDIENTS FOR PREPARED AND PACKAGED FOODS

AIM

To request that support of the Council in consideration of a resolution regarding disclosure of ingredients contained in packaged or prepared foods.

COMMENTS

It is not unreasonable for this Council, given the tragic occurrence of October 8, 1987, to want to lend its support for legislation concerning disclosure of ingredients in food products.

This is not a matter that can be implemented at the local level. I would therefore suggest to you that our support for such legislation would give our senior government officials a clear signal that we would favour their weighted consideration.

It has been suggested by others approached on this question that those concerned about this crisis situation should list all possible allergenic foodstuffs. This is not our problem, nor should it be the problem or consideration of such citizens as the Chinnick's. The compiling of lists is the problem of the food industry, should government agree to any form of legislation in this matter.

Further, it has been suggested that the listing of such ingredients could severely hamper the food packaging and processing industry. To that end, I feel that we need not apply our energies either.

Our purpose at the local level of municipal government is to assist where possible in matters such as this, giving hopefully a clearer understanding of the community opinion. As the eight elected officials of the City of Chatham, we are "I hope" representative of the public opinion in our municipality.

I feel that our local MP, Elliott Hardey, would be very willing to assist us in the delivery of this documentation to the Honourable Minister responsible for National Health and Welfare.

As well, it may be desirable for Council to request such resolution be endorsed by municipal governments across our Province with populations of 10,000 or greater.

RECOMMENDATION

I would therefore recommend to you for your consideration, that we pass a resolution requesting the Minister of National Health and Welfare, the Honourable Jake Epp, to apply the legislative process to this most urgent matter. The ultimate conclusion of this process is hopefully the enactment of legislation for the benefit of Canadians who suffer severe allergies to a variety of edible food products.

William K. Erickson, Mayor

WKE:nlj

MEMORANDUM

TO: Dr. A.I. Cunningham

FROM: Helen Hale Tomasik

RE: Disclosure of Ingredients in Restaurant Foods

DATE: April 12, 1988

RECEIVED
APR 13 1988
HEALTH DEPT.

I support the intent of the resolution submitted by the City of Chatham in which the Honourable Jake Epp is being petitioned to enact legislation requiring that all food sold in fast food outlets, restaurants and catering services contain labels listing all ingredients contained in the food being offered for sale. However, this is a very complex task for the industry to undertake. Consequently, the Health Protection Branch has decided to test the feasibility of labelling non-packaged foods in several stages. Since the fast food restaurants have standardized menus and food products, The Canadian Restaurant and Food Service Association have voluntarily agreed to test various ingredient disclosure strategies with this sector of the food service industry first. e.g. McDonalds has just completed a comprehensive booklet listing all the ingredients in their foods. In order for this approach to be effective, McDonalds will need to educate their employees about this booklet and will need to inform their patrons that this information is readily available. The information will also need to be updated and revised with changes in recipes, products and suppliers.

Representatives from Health Protection Branch, Consumer and Corporate Affairs, Canadian Restaurant and Food Service Association and the Allergy Information Association have been meeting to discuss this issue and have drafted a list of the most common ingredients that cause adverse reactons. Their intent is to test brochures which would list all the food commodities with symbols indicating the presence or absence of these ingredients. The Health Protection Branch is currently consulting with immunologists and allergists from the Canadian Medical Associations as well as other relevant scientists about this list. The fast food service restaurants are informing their suppliers that they are embarking on this program and are encouraging their suppliers to disclose their ingredients. Consumer and Corporate Affairs are more closely monitoring food suppliers to ensure compliance with ingredient labelling.

Once Health Protection Branch has evaluated the effectiveness of various ingredient information programmes in fast food restaruants and worked out some of the logistical problems, they will move to other sectors of the food service industry. If the fast food service industry does not voluntarily comply with the established guidelines for ingredient disclosure, Diane Kirkpatrick, Director of the Bureau of Chemical Safety with the Food Directorate, stated that Health Protection Branch will find it necessary to enact legislation.

HHT/cr

5(b)

MEMORANDUM • CITY OF HAMILTON

TO : Chairman and Members
Legislation Committee

YOUR FILE:

FROM : John Thompson, Secretary
Legislation Committee

OUR FILE :

SUBJECT : RESOLUTION FROM THE CITY OF CAMBRIDGE

DATE :1988 April 27

Attached for consideration and recommendation is a copy of a resolution from the City of Cambridge in which the Province of Ontario is being petitioned to enact enabling legislation to allow municipalities to regulate and/or prohibit the sale of toy guns which are replicas of real weapons which has been forwarded to the City of Hamilton for endorsation and support.

John Thompson

JT:mjw

Attachment

The Corporation
of the City
of Cambridge

Administration Department
P.O. Box 669
Cambridge, Ontario N1R 5W
Telephone: (519) 623-1340

RECEIVED
APR 14 1988
CITY CLERKS

April 12, 1988
Files:
- AC-10-2
- G-40-7
- G-40-A
- General Committee
  5 April 1988

The Ministry of Municipal Affairs
777 Bay Street, 17th Floor
Toronto, Ontario
M5G 2E5

Attention: The Honourable John Eakins

Dear Sir:

Re: Resolution of Cambridge City Council
pertaining to the sale of Replicas of Weapons

Cambridge City Council, initially considered this issue at their General Committee meeting of 5 April 1988; and the following Resolution was made at the Council meeting of 11 April 1988.

#179 Moved by Alderman Nagge Seconded by Alderman Kent

THAT we petition the Province of Ontario to enact enabling legislation to allow municipalities to regulate and/or prohibit the sale of toy guns which are replicas of real weapons;

AND THAT this Resolution be forwarded to the area Members of Provincial Parliament, the Association of Municipalities of Ontario, the Federation of Canadian Municipalities, all Municipalities with populations over 50,000, and the Federal Member of Parliament.

CARRIED

Thank you for your attention to the request contained in this Resolution. If you require further information, please contact me at (519) 623-1340, Extension 232.

Yours truly,

Karin Ann Brent
Council/Committee Co-ordinator

cc.
- Mr. Mike Farnan, MPP
- Assoc.of Munc. of Ontario
- Fed. of Canadian Mun.
- Ontario Municipalities with populations over 50,000
- MPPs for Kitchener, Kitchener-Wilmot, Waterloo North, Twp. of North Dumfries and Wentworth North Ridings
- Mr. Chris Speyer, MP Cambridge Riding

6.

FOR ACTION

REPORT TO: Mr. John Thompson, Secretary
Legislation Committee

FROM: Miss Audell Schimmel, Director
Culture and Recreation Department

DATE: April 13, 1988
COMM FILE:
DEPT FILE:

SUBJECT:

Request for the establishment of a Fit Day Headquarters - Second Floor, City Hall.

RECOMMENDATION

That approval be given to establish a Fit Day Headquarters on the second floor of City Hall, along the north wall outside of the City Clerk's Department commencing May 9, 1988, and ending May 26, 1988.

Miss Audell Schimmel, Director
Culture & Recreation Department

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

N/A

BACKGROUND

1. This year Fit Day in Hamilton will be held on May 25th and the Fit Day Headquarters will be the site of a live broadcast by Cable 14 from 9:00 a.m. until 9:00 p.m.

2. The headquarters shall consist of two tables, four chairs, and a telephone system.

7.

FOR ACTION

REPORT TO: Mr. J. Thompson, Secretary
Legislation Committee

FROM: Mrs. S. Glover, Secretary
Hamilton Status of Women Sub-Committee

DATE: 1988 April 25
COMM FILE:
DEPT FILE:

SUBJECT:

Revised Guidelines for Hamilton Status of Women Sub-Committee.

RECOMMENDATION

That approval be given to the "Revised Guidelines for the Hamilton Status of Women Sub-Committee" as proposed by the Status of Women Sub-Committee and attached hereto.

FINANCIAL IMPLICATIONS *(IF NONE, STATE N/A)*

Not applicable.

BACKGROUND

/jc

GUIDELINES FOR THE HAMILTON STATUS OF WOMEN SUB-COMMITTEE

1. CHAIRPERSON

To be elected for a term of one year by the members of the Hamilton Status of Women Sub-Committee. The term will commence with the first meeting in March of each year.

ORDER OF BUSINESS

Quorum - will consist of 50% of the Sub-Committee members, plus one, in good standing.

Order of Business to be governed by Parliamentary Procedures as designed by Bourinot's Rules of Order.

The Chairperson is the only person who officially speaks for the Hamilton Status of Women Sub-Committee in the community, unless another member be deputized to speak in the Chairperson's place.

The Chairperson will routinely refrain from voting on a question, unless a tie has taken place.

The Chairperson will be an ex-officio member of all Committees.

2. VICE-CHAIRPERSON

One of the two Aldermen appointed to the Sub-Committee will be elected for a one year term to correspond to that of the Chairperson.

3. TENURE ON THE HAMILTON STATUS OF WOMEN SUB-COMMITTEE

Tenure on the Hamilton Status of Women Sub-Committee for a member in "good standing"*will be for a three year period to correspond to that of the elected municipal Council. The maximum length of an appointment will be two appointments for a total of six years, unless serving as an Executive Committee member.

*Member in "good standing":

(a) Attendance. If three meetings in sequence are missed without exceptional reason, the Hamilton Status of Women Sub-Committee appointment must be questioned. If over 50% of meetings are missed (Committee and Standing Committee), the member would be expected to resign at the end of that year ending April 1st.

(b) Responsibility. The member must adhere to the Hamilton Status of Women Sub-Committee guidelines.

(c) Considered acceptable for appointment by the Legislation Committee and Council.

4. POSITION DESCRIPTIONS

(i) CHAIRPERSON

To represent the Sub-Committee in the community and must be the only spokesperson for the Sub-Committee, unless another member is deputized.

Prepares the Agenda while working with the Sub-Committee Secretary and Executive Committee and is responsible for the day-to-day business for the Sub-Committee.

The Chairperson will call regular meetings of the Executive Committee.

General Duties of a Chairperson

1. Plan Agenda.

2. Work closely with Executive Committee.

3. Open and close meetings.

4. Give rulings on points of order.

5. Guide discussion and ensure that motions are moved and seconded.

(ii) VICE-CHAIRPERSON

Will be part of the Executive Committee and will be ready to deputize for the Chairperson and report to the Legislation Committee whenever necessary.

(iii) PAST CHAIRPERSON

Will be part of the Executive Committee and will be Nominating Chairperson for the Executive Committee elections. The Nominating Committee will consist of the Nominating Chairperson and two volunteer members of the Sub-Committee.

(iv) EXECUTIVE COMMITTEE

Will consist of the Chairperson, the Past Chairperson, the Vice-Chairperson, the Standing Committee Chairpersons and an Executive Member at Large - to be filled by a member in their first year.

This Executive will strive to streamline the Agenda material and provide the necessary research data so that the Sub-Committee as a whole has the necessary information base needed for an educated judgement. All decisions must be brought to the Hamilton Status of Women Sub-Committee, however when expediency is a factor, the Executive Committee is empowered to act on behalf of the full Sub-Committee.

(v) STANDING COMMITTEES

The Standing Committee Chairpersons will be elected by the Sub-Committee and will be consulted on a regular basis.

The Standing Committee Chairpersons will also hold office for one year, hold regular meetings, and will report to the Executive Committee and to the Hamilton Status of Women Sub-Committee.

5. STANDING COMMITTEES FOR THE HAMILTON STATUS OF WOMEN SUB-COMMITTEE

(a) Women in the Workplace

- Affirmative Action and Employment Equity
- Sexual Harassment
- Education
- Labour Legislation
- Child Care
- etc.

(b) Women in Society

- Networking
- Health Care
- Political Awareness Seminars
- Liaison with other Committees and Groups
- Pornography, Domestic Violence and Family Law
- etc.

Guidelines for the Hamilton Status of Women Sub-Committee 4

Revised March 29/88

/jc

cc Council Members)from Mayor Bob Morrow
Mr. John Thompson, Secretary - Legislation Committee) April 18th, 1988

APR 15 1988

City of Ottawa / Ville d

Office of the Alderman
Riverside Ward

111 Sussex Drive
Ottawa, Ontario K1N 5A1
(613) 564-1296

Bureau de l'échevin
quartier Riverside

111, promenade Sussex
Ottawa (Ontario) K1N 5A1
(613) 564-1296

8(a)

1988 April 11

Mayor Robert M. Morrow
City of Hamilton
71 Main Street West
Hamilton, Ontario -
L8N 3T4

Dear Mayor Morrow,

You were one of the municipal leaders who responded to my letter concerning the establishment of a "Politicians Network" of Amnesty International. As noted in my earlier letter, a "Politicians Network" would consist of elected officials from all three levels of government, and all sectors of the political sphere on a Canada-wide basis. The Network would be an effective voice for promoting human rights around the world. It would educate elected officials on the importance of promoting human rights; it would be effective in that letters from elected officials are likely to be taken very seriously by government officials; and it is an important symbol and example to constituents, which may encourage others to make a commitment to promoting human rights.

This letter is to bring you up to date on our efforts to establish a "Politicians Network" of Amnesty International. I have been in contact with Darlene Patton, the staff person at Amnesty International responsible for Networks and Target Sectors. Darlene has been very supportive of our concept and put me in touch with another group who have been trying to establish a "Parliamentary Group" in Ottawa. It may be possible that the two groups could work together in establishing the "Politicians Network". Darlene has advised me that the Executive Committee of Amnesty International will be discussing this idea in the near future. In the meantime, there are several things you could do now to promote human rights in your own municipality:

1. If you haven't already done so, please join Amnesty International and begin writing letters on behalf of prisoners of conscience around the world.

2. Mention Amnesty International and the proposed "Politicans Network" to your municipal colleagues and your local MPs, MPPS.

3. Become actively involved in Amnesty International's 1988 "Human Rights Now" Campaign. Information on this campaign is available from:

Amnesty International
130 Slater Street, Suite 800
Ottawa, Ontario
K1P 6E2

I was successful in convincing the Regional Municipality of Ottawa-Carleton to pass a resolution supporting the "Human Rights Now" Campaign, and the Region has forwarded this resolution to the Annual Meeting of the Federation of Canadian Municipalities for consideration. Your support of the motion at the June Conference would be very helpful.

The establishment of a "Politicians Network" is taking longer than I anticipated, but I am excited by its possibilities. All who strive in their own way for the rights of others know that it is a long process, but one that must continue.

For your information, I am enclosing a copy of an interesting interview with a human rights activist in Uruguay, along with a copy of the resolution supporting the "Human Rights Now" Campaign.

Yours sincerely,

George Brown
Alderman - Riverside Ward

Encs.

REGIONAL MUNICIPALITY OF OTTAWA-CARLETON

FROM:	DATE:	SUBJECT:
George Brown Councillor - Riverside Ward	1988 February 24	Motion

WHEREAS all human beings are born free and equal in dignity and rights, and this is the historic promise of the universal Declaration of Human Rights proclaimed by governments of the United Nations 40 years ago; and

WHEREAS in many countries even the right to speak out in defence of human rights is being crushed, and thousands of people have been jailed and tortured for demanding and exercising their rights; and

WHEREAS Amnesty International, the recipient of the 1977 Nobel Peace Prize, has launched a "Human Rights Now Campaign" to celebrate the 40th anniversary of the adoption by the United Nations of the universal Declaration of Human Rights; and

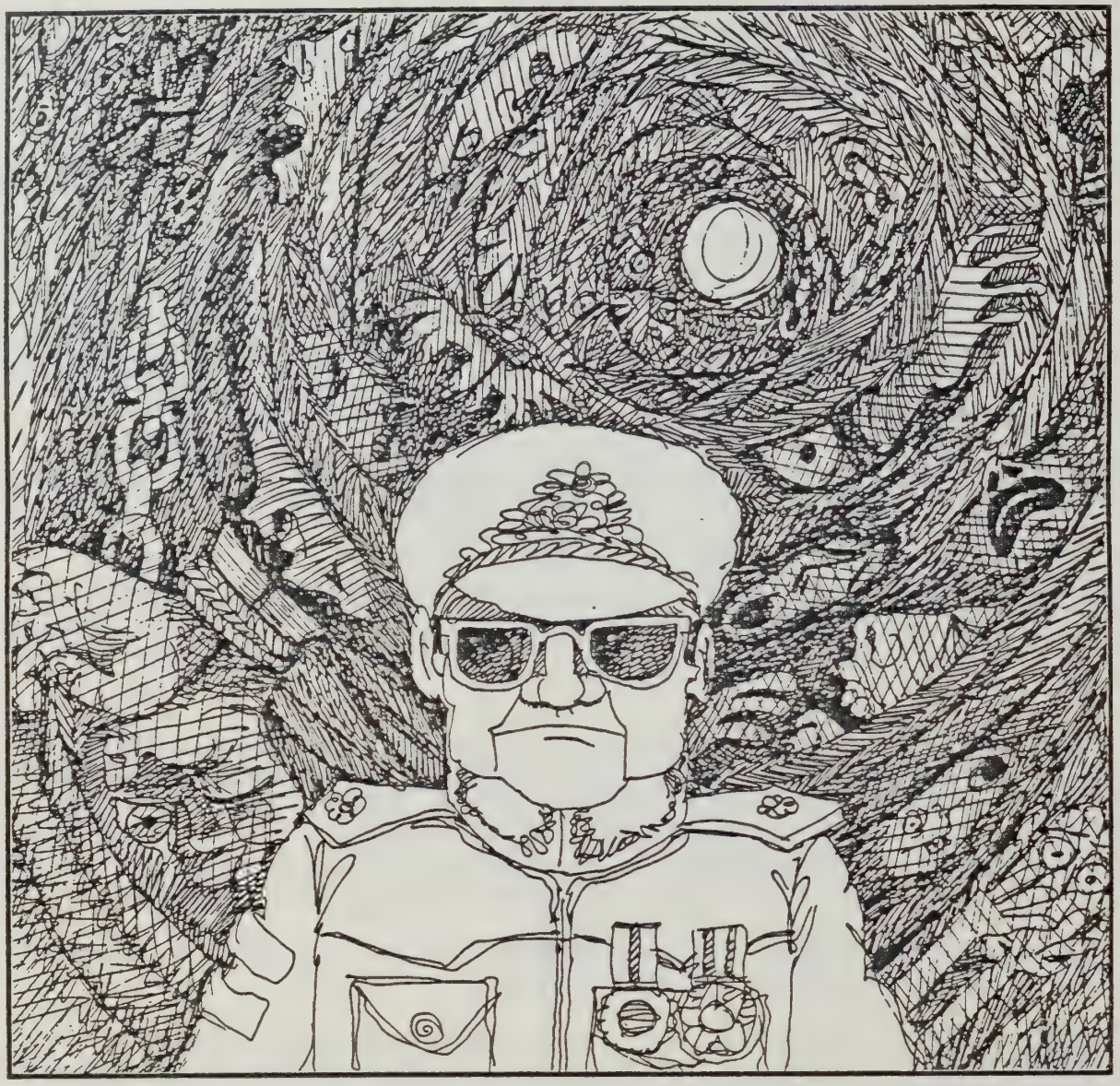
WHEREAS the aims of the "Human Rights Now Campaign" are to raise the level of awareness around the world about the rights that every person should enjoy, to demonstrate that everyone can be involved in demanding that governments respect those rights, to focus attention on those human rights activists who become victims of human rights abuses, and to encourage every government to strengthen its domestic and international protection of human rights;

THEREFORE BE IT RESOLVED that the Regional Municipality of Ottawa-Carleton endorse the "Human Rights Now Campaign"; and

THEREFORE BE IT FURTHER RESOLVED THAT the Regional Municipality of Ottawa-Carleton request the Federation of Canadian Municipalities to endorse the "Human Rights Now Campaign" at their Annual Meeting in June, and urge member municipalities to do the same.

Amnesty International is a worldwide movement which is independent of any government, political grouping, ideology, economic interest or religious creed. It plays a specific role within the overall spectrum of human rights work. The activities of the organization focus strictly on prisoners:

- It seeks the release of men and women detained anywhere for their beliefs, colour, sex, ethnic origin, language or religion, provided they have not used or advocated violence. These are termed "prisoners of conscience".
- It advocates fair and early trials for all political prisoners and works on behalf of such persons detained without charge or without trial.
- It opposes the death penalty and torture or other cruel, inhuman or degrading treatment or punishment of all prisoners without reservation.



I Dare to Believe in Human Rights

In Uruguay, the small southern country where I live, we have had to witness horrendous human rights violations over the last few years. We have seen women forced to sell themselves, abandoned children, people without jobs, torture victims, women raped and humili-

Luis Perez Aguirre

ated by the dictatorship, the relatives of political prisoners and the "disappeared." I have grown accustomed to accepting that life is full of great contradictions: between love and hatred, peace and

violence, life and death. In other words, I no longer expect to live in a Manichean world, seeing life in terms of black and white, friend and foe. I don't see the world the way our tinpot dictators who have foisted the Doctrine of National Security on these countries of ours would have us see it. Instead, I have grown accustomed to a perspective of great compassion for all human beings, myself included.

It is terrible not only to be driven to the limit but to be forced to stay there permanently. To see people broken and destroyed, to see how the least likely among us can become a hero, to see how someone can be a saint and a demon at the same time, to see how some have come to betray others — this too is terrible. I have learned to be humble in the face of the great, demanding and complex mystery of the human condition. For those of us who have tried to defend and promote human rights, the task before us has been, and remains, just as great, demanding, and complex.

Believing in human rights nowadays is a daring thing to do because there has been a steady growth in confusion on the issue. Some people see human rights as a kind of personal inheritance, almost as private property. Others see them as a kind of romantic, utopian ideal we should all support — but only as a moral and ethical guide.

Believing in human rights nowadays is a daring thing to do because they arise from what is truest about the very concept of rights. They are a relationship, not an ideal or a power unto themselves. They are like a building that can be stable only because each stone supports the next in a firm relationship of solidarity, that stands on its own because of the positions and power relationships of its component parts. Rights seek to make such a relationship possible, rewarding each component through the perfection of the whole. Realizing the social whole assumes the validity of each component; there can be no unwanted parts. All human beings have the right to be recognized, and no one can be discriminated against or excluded.

Believing in human rights nowadays is a daring thing to do because human rights should be the most perfect expression of what is right — a relationship of solidarity and humanity that aims to have each person's original contribution serve as a means to his or her own realization and to the realization of everyone else as well. That is why when one person's rights are violated the rights of all humanity are violated. That is why the cause of human rights is sometimes such a troubling and demanding one. It does not allow us to become angry or vengeful. Rather, it is concerned essentially with peace, which arises out of a relationship of justice and solidarity.

Believing in human rights nowadays is a daring thing to do because human rights cannot be turned into a new religion. Rather, they must be a way of reading the needs of people in order to understand what will guarantee a humane life. There is no room in this endeavor for "purification rites." There is only room for a real process of decontamination, because we are all contaminated with the drive to dictate our will to others. Those who fail to realize that they are contaminated are, in fact, the most contaminated of all. Our society can start down the road to true reconciliation only by beginning a process of deep decontamination.

Believing in human rights nowadays is a daring thing to do because every one of us, if we are honest, must say that where there has been torture, we have been tortured; where there have been violations, we have been violated; where there has been exile, we have been exiled; where there have been disappearances, we have disappeared; where there has been boorish obscurantism, we have been mutilated; where there has been economic injustice, we too have been touched. We have all been victimized, and those who thought they were the least affected are usually the ones who show the most resentment. I have seen people who have only now awakened from the nightmare of the National Security dictatorship show more resentment than the victims of torture or the relatives of the disappeared. I have seen those who have jumped onto the human rights bandwagon at the last minute, those who now give speeches although they remained silent when it was really necessary to expose the indescribable suffering of so many people, display the greatest verbal violence.

Believing in human rights nowadays is a daring thing to do because the people responsible for state terrorism and crimes against humanity are now trying to obtain a guarantee of impunity. This is an essential part of the smooth functioning of their operation. Unless we unravel the legal machinery of impunity for war criminals who have committed crimes against humanity, unless we show that when the truth of what happened is found and justice is done impunity can have no place in the conscience of humanity, our countries will have jumped off the cliff towards social suicide and committed political harakiri. We will have confirmed the validity of the theory of impunity, and the Mengeles still on the loose among us will never be identified. We will never find out what took place, and justice will be denied.

Believing in human rights nowadays is a daring thing to do when the disappeared person is

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Luis Perez Aguirre, S.J., is one of Uruguay's leading human rights activists. He played a prominent role in opposing his country's military dictatorship (1973-85) as Uruguayan director of the human rights organization SERPAJ.

Unless we unravel the legal machinery of impunity for war criminals, our countries will have jumped off the cliff towards social suicide and committed political harakiri.

still a limiting case, a paradigm, an example. The disappeared person is considered a nonbeing. That is the context in which today's victims — the disappeared, the tortured, the violated — must be seen. In the "permanent enemy" mentality fostered by the Doctrine of National Security, the disappeared are not even considered criminals (who are still human beings in every democratic society). The disappeared are deprived of the right to be tried and sentenced, to be publicly acknowledged as prisoners, to know their sentences. The situation of the disappeared is an extreme case of "otherness." Society has taken every human quality away from them. Their very humanity is denied! Even their last link with society, the right to have existed in a certain place at a certain time, is threatened.

Believing in human rights nowadays is a daring thing to do because the integrity of human life demands much more than mere condemnation of disappearance or torture. The integrity of human life implies the right of all people to human dignity, health, culture and adequate housing. The integrity of human life implies basic equality before the wealth of the universe and before the kind of law that arises out of a national and international consensus to which everyone, regardless of class, race, sex, ideology, or creed — a ruler, a general, the person next door — must pay heed.

Believing in human rights nowadays is a daring thing to do because believing that human beings grow in community with others means respecting and promoting their right to self-expression, to association, to being human in communion with others. It means believing not only that human beings have the right to work but also that denial of that right destroys something fundamental in them. Participation in the workplace and in trade unions is not a concession; it is a legitimate and fundamental right. And no one can presume to represent another person without that person's free and spontaneous consent.

Believing in human rights nowadays is a daring thing to do because if the voice of the people is stifled, then the entire community loses its ability to listen and the death knell is sounded for the dialogue needed to build any society. Why then is there so much fear of hearing the voice of those who suffer, of those who demand justice, of the poor and the dispossessed? Why must their voice and their lament be mediated through the pronouncements of churches and institutions that fancy themselves "more authoritative and impartial"? It is a tragedy that in our countries people and institutions should have to play the role of "voice of the voiceless," because there ought to be not one voice that is not listened to. It is a tragedy that people should be so afraid of criticism and confrontation, as if one person could have a monopoly on truth. It is a tragedy that we should find it impossible to walk in the shoes of our neighbours, of the poor, and experience their suffering and their joy.

Intolerance when we speak or when we listen only breeds violence — oppressive violence that comes and stays and eventually breeds more violence. And the only victims of this violence will be the poorest and smallest among us.

Now we must move from reflection to action. We must respect every human being, regardless of ideas, creed, sex or station in life. Let us place our faith in fellowship. Let us seek creative solutions for problems that seem to have no solution. Believing in solidarity means bringing love and justice together and struggling so that everyone can exercise his or her rights with head held high, not with cap in hand. Believing in solidarity means believing that there are human hearts that are selfless, that are capable of loving and of sparing the time to help those in need, that know how to "waste time" in friendships and give generously of themselves in celebration, laughter and song in a spirit of justice, freedom and love. ✦

cc. Mr. E. A. Simpson, City Clerk
Council Members
John Thompson, Secretary - Legislation Committee

)from Mayor Bob Morrow
)April 13th, 1988

APR 12 1988

8(b)

Ontario

Office of the Minister
Bureau du ministre

Ministry of Municipal Affairs
Ministère des Affaires municipales

17th floor
777 Bay Street
Toronto, Ontario
M5G 2E5
(416)585-7000

777, rue Bay
17e étage
Toronto (Ontario)
M5G 2E5
(416)585-7000

March 16, 1988

His Worship
Mayor Robert M. Morrow
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

Thank you for your letter of February 16, 1988 regarding the date of the election for local governments.

I appreciate receiving your Council's resolution on this matter. As you are well aware, the Advisory Committee on Municipal Elections did recommend Tuesday instead of Monday as a polling day. However, when the Committee's report was circulated for comment, a number of those responding to me did not support the change in the date of the election.

After weighing the advantages and disadvantages of changing the date of the election, I have come to the conclusion that on balance the current polling day serves the electorates' interest. Accordingly, I have decided not to recommend any change, at this time, to the polling day.

Thank you for writing.

Yours sincerely,

John Eakins
Minister
MPP, Victoria - Haliburton

110-011

ROBERT M. MORROW
MAYOR

Hamilton

1988 February 16

Mr. John Eakins, Minister
Ministry of Municipal Affairs
777 Bay Street
17th Floor
Toronto, Ontario
M5G 2E5

Dear Mr. Minister:

Hamilton City Council at its meeting held Tuesday, 1988 February 9 received a resolution from its Legislation Committee respecting the timing of Municipal Elections.

City Council APPROVED the following recommendation with respect to this matter:

> "That the Minister of Municipal Affairs be requested to amend the Municipal Elections Act to provide for Election Day to be held on the second Tuesday in November, instead of the second Monday in November as currently legislated.
>
> NOTE: With the Tuesday Election Day, an entire working day is available to obtain suitable replacement poll staff and ensure that all polls open on time".

As indicated in the note of the above-noted recommendation, it is the view of the City of Hamilton that holding the Municipal Election on a Tuesday would allow for an entire working day to be available to obtain suitable replacement poll staff and ensure that all polls are open on time.

We look forward to your comments back on this matter.

Yours very truly,

Robert M. Morrow
Mayor

SKR:dbm
c.c.'s. - Mr. E. A. Simpson, City Clerk
- Mr. S. G. Hollowell, Manager
Records Division, City Clerk's Department

cc. Mr.John Thompson, Secretary - Legislation and Finance Committee)
Mr. E. A. Simpson, City Clerk
Council Members
)from Mayor Bob Morrow, April 26th, 1988

APR 22 1988

8(c)

Minister of Finance | Ministre des Finances

CANADA

APR 20 1988

Mayor Robert M. Morrow
City of Hamilton
City Hall
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

Thank you for having written on March 1, 1988 to make me aware of a resolution recently passed by Hamilton City Council which solicits relief from federal sales taxes for in-house printing activities by municipalities. I have also noted that this resolution will be forwarded to the Federation of Canadian Municipalities for discussion at an upcoming conference.

As you may know, the Excise Tax Act imposes federal sales taxes on goods manufactured in Canada or imported into Canada. The tax is imposed on the sale price in the case of domestic goods and on the duty-paid value in the case of imports. The legislation also includes a number of provisions which effectively cause goods produced for the producer's own use to be regarded as sales. Hence, printed matter produced by a municipality for its own use is properly taxable.

There are two reasons for this situation. The most significant reason is that if municipalities, for example, were relieved of taxes on goods produced in their own plants while similar materials produced by independent suppliers and sold to municipalities were taxed, commercial firms would be non-competitive to the extent of 12 per cent. Your municipal government, as well as our federal government, would have some difficulty in defending such a situation which is clearly discriminatory to members of the business community. Secondly, relieving municipalities of the tax payable on printed matter would entail an unacceptable revenue loss to the federal treasury.

I hope these comments will be of some assistance to you in understanding the federal government's tax policies and in debating the issues at the upcoming meeting of the Federation of Canadian Municipalities. Thank you again for having written.

Yours sincerely,

Michael Wilson

Michael H. Wilson

Ottawa, Canada K1A 0G5

8(d)

ROBERT M. MORROW
MAYOR

Mayor's Office
Hamilton

March 22nd, 1988

Mr. Raymond R. Cope
President
Ontario Trucking Association
555 Dixon Road
Rexdale, Ontario
M9W 1H8

Dear Mr. Cope:

Thank you for your recent letter regarding the legislation proposed by the Government of Ontario known as Bill 88.

I appreciate your views in this matter and have taken the liberty of forwarding a copy of your letter to the appropriate officials for their information.

Again, thank you for writing.

Yours very truly

Bob Morrow

Robert M. Morrow
Mayor
City of Hamilton

RMM:tt

cc. Mr. Murray Main, Director of Traffic Services
Mr. John Thompson, Secretary - Legislation Committee

Ontario Trucking Association

MAR 15 1988

March 11, 1988

Mayor R. Morrow
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

The purpose of this letter and the enclosed documentation is to alert you to a so far rather under-publicized piece of legislation proposed by the Government of Ontario which could have a severe detrimental impact on an industry that is vital to your community -- that industry being trucking. The proposed legislation I am referring to is contained in Bill 88, which was introduced in the legislature by Minister of Transportation, Ed Fulton, and received first reading on December 17th, 1987.

Bill 88, which will create a new Truck Transportation Act, will deregulate intraprovincial trucking in Ontario. In essence, what this means is that it will be easy for anyone to obtain operating rights for truck movements within the province.

But, anyone also includes U.S. motor carriers from jurisdictions which are not willing to provide similar easy access to intrastate operating rights to Ontario motor carriers. Currently, 43 of 50 individual U.S. states maintain a system of rigid regulatory control over access to operating rights within their jurisdiction. This makes it next to impossible for an Ontario motor carrier to obtain the right to pick up and deliver within those states.

This simply is not fair. In our opinion, Bill 88 contradicts the Government of Ontario's own condemnation of the Canada-U.S. free trade agreement. Bill 88 is one-sided free trade. Ontario will be opening the doors to the American carriers, while Ontario carriers will continue to be shut out of the U.S. markets.

Why should you care? Ontario currently has one of the most efficient, safest transportation systems in the world. Historically, this has made a significant contribution to the economic prosperity enjoyed by citizens of this province. The Ontario trucking industry serves every community in the province accessible by road, providing essential freight transportation services. Your trucking industry hauls every conceivable

555 Dixon Road, Rexdale, Ontario M9W 1H8 Telephone (416) 249-7401 Fax (416) 245-6152
Affiliate Canadian Trucking Association

manufactured product, livestock, agricultural produce, bulk products, grain and fertilizer, sand and gravel, forest and mining products, heavy specialized equipment, and courier-messenger services. About 100,000 people in Ontario earn their living from trucking.

By creating a situation of unequal opportunity as between Ontario and U.S. motor carriers, Bill 88 puts the future of the domestic trucking industry in jeopardy. Some Ontario companies will disappear. Higher paying jobs in computers, marketing, accounting and general management will be exported to the United States. Service to small and remote communities in Ontario will decline.

The Ontario Trucking Association believes that Bill 88 must be amended to incorporate a satisfactory reciprocity clause or to incorporate a Canadian ownership content clause. Under a reciprocity clause, only trucking companies from other provinces and U.S. states that provide equal opportunity to Ontario truckers would be able to take advantage of the easier access provisions contained in Bill 88. Carriers from jurisdictions that have not deregulated would not be barred from entering Ontario, but would continue to come under the current Public Commercial Vehicles Act. The Ministry of Transportation has referred one proposal containing a reciprocity clause to constitutional lawyers who found the proposal to be unconstitutional. OTA has serious doubts as to the validity of that particular legal viewpoint and believes that an appropriate reciprocity clause could have been found to be constitutional.

Nevertheless, another approach exists which has been only recently enacted into law and which has not received a single challenge as to its constitutionality. This approach was adopted by the Canadian Parliament in dealing with applicants for domestic licenses for airline services. Under Part 2 of the National Transportation Act, 1987, which went into effect on January 1, 1988, Parliament constrained the issuance of such licenses to Canadians. OTA sees merit in this approach, which is contained in the very act which gave life to federal deregulation. This approach, if incorporated in Ontario, should only apply to new applicants for operating authorities, with all current intra-Ontario license holders being treated as Canadians.

At this point, OTA does not favour one approach over the other, so long as Ontario trucking companies are treated fairly.

I ask you to consider whether a U.S.-dominated Ontario trucking industry would be good for your community. Do you think they will care about your community? Can your community afford to see the demise of its trucking industry which includes many family-owned enterprises? Can your community afford the job losses that will occur?

Bill 88 is likely to go to second reading and then committee in April or May of this year. As a result, time is of the essence. On behalf of the Ontario motor carriers who live, work in and serve your community, I would ask that your executive council review the issues I have outlined in this letter, and resolve that Bill 88 be amended to treat Ontario motor carriers fairly, and that you will communicate this to your Member

of Provincial Parliament and the Association of Municipalities of Ontario.

In the meantime, should you require any additional information, or have any questions, please do not hesitate to contact me directly.

Yours very truly,

Raymond R. Cope
President

RRC:jjd
encls.

Bill 88: What It Is And Why Ontario Should Examine It Closely

WHAT IS BILL 88?

Bill 88 is an underpublicized piece of proposed legislation introduced for first reading in the Ontario Legislature on December 17, 1987 by Minister of Transportation, Ed Fulton. Ironically entitled, "An Act to Regulate Truck Transportation", if passed, the proposed legislation would effectively *deregulate* intraprovincial trucking in Ontario. That is, it will be extremely easy for anyone to apply for, and receive, operating rights for truck movements within the province of Ontario. Under current laws, an applicant for intraprovincial operating authority must first prove that there is a public necessity for his/her proposed service.

WHY HAS BILL 88 BEEN INTRODUCED?

The concept of deregulation is not new to the trucking industry. Talk of replacing the current Public Commercial Vehicles Act has been around for some time. The argument for Bill 88 is that it is supposed to enhance competition among trucking companies, leading to lower transportation costs and increased service, although no concrete cost-benefit analysis has been undertaken.

WHO ARE THE MAJOR STAKEHOLDERS?

Including the Ontario trucking industry, the major stakeholders are shippers, manufacturers and the public at large. Large shippers and manufacturers in the province's larger centres are likely to be the chief beneficiaries of this proposed legislation to the extent that there are benefits. However, it is less likely that smaller shippers, especially those located in rural or remote regions of the province, will benefit significantly, if at all, from Bill 88. The public will benefit from Bill 88 only insofar as any softening in transportation costs are passed on to the consumer. More likely, the public is likely to be affected by, and concerned about, the risks of a deterioration in highway safety and the increased number of trucks on the highways which, if Bill 88 does what it intends, will be a bi-product of increased competition. The Ontario trucking industry, which employs about 100,000 people in Ontario and serves every community in the province, is concerned that the costs and benefits of Bill 88 have never been effectively measured. They see a lot more downside than upside, but feel that deregulation is probably inevitable nonetheless. Consequently, the trucking industry has said it is prepared to go along with Bill 88 so long as Ontario motor carriers are treated fairly in relation to U.S. carriers.

WHY DOES BILL 88 NEED TO BE AMENDED?

Bill 88 would make it easy for U.S. motor carriers to obtain Ontario intraprovincial operating rights. But, because 43 of 50 individual U.S. states (including New York, Michigan, Pennsylvania and Ohio) maintain regulatory control over access to operating rights in their markets, Ontario carriers will not have equal opportunity. The truckers say that in creating this situation of unequal access, the Government of Ontario is contradicting its own condemnation of the Canada-U.S. free trade deal. They say Bill 88 is one-sided free trade favouring the Americans. They believe that the higher paying jobs in the trucking industry (in computers, marketing, accounting, etc.) will be exported to the United States and that Ontario trucking companies will disappear.

HOW SHOULD BILL 88 BE AMENDED?

The truckers, represented by the Ontario Trucking Association, propose two approaches. One would be to incorporate a reciprocity clause whereby only carriers from those jurisdictions which provide similar ease of access to Ontario carriers would be able to take advantage of the "faster-track" provisions of Bill 88. So far, the Ontario government has indicated that it believes this approach is unconstitutional. While OTA is not convinced of the constitutional argument, as an alternative, the truckers propose a Canadian content clause similar to that which exists in Canadian federal airline deregulation legislation, whereby only Canadians can apply for domestic airline service.

FOR FURTHER INFORMATION PLEASE CONTACT THE ONTARIO TRUCKING ASSOCIATION (416) 249-7401

WHY ONTARIANS SHOULD OPPOSE BILL 88, AN ACT TO REGULATE TRUCK TRANSPORTATION

MYTH	REALITY
• Bill 88 treats U.S. and Canadian truckers equally by providing easy access to Ontario intraprovincial trucking rights for all motor carriers, regardless of domicile. This is fair.	• Bill 88 is one-sided free trade favouring the Americans. Bill 88 would open the door to U.S. truckers seeking Ontario intraprovincial truck operating rights while Ontario carriers will continue to be closed out of U.S. intrastate trucking markets.
• U.S. trucking markets have deregulated, so in the interests of enhancing trade, Ontario should deregulate too.	• U.S. interstate and transborder trucking was deregulated in 1980 but intrastate trucking remains highly controlled with only 7 of 50 individual U.S. states having deregulated.
• Ontario is lagging behind all other provinces in deregulating intraprovincial trucking.	• Not so. British Columbia, Saskatchewan, Manitoba, Nova Scotia and Newfoundland currently have no plans to deregulate.
• Deregulation will benefit small towns and rural regions of the province – i.e., the North.	• The U.S. example shows that small towns and remote communities can expect to pay higher prices for poorer service under deregulation.
• Safety and deregulation are not linked.	• The U.S. experience provides a shocking example of the deterioration of highway safety following deregulation.
• Deregulation will make Ontario trucking more productive.	• A recent study by the Economic Council of Canada shows that productivity in the U.S. transportation and storage industry declined by 4.7% after interstate deregulation (1980-1985) while productivity in Canadian transportation and storage increased by 22% without deregulation over the same period.
• Deregulation will lead to more competition.	• Evidence from the U.S. shows that while competition did increase in the truckload sector, concentration in the less-than-truckload sector for the four largest motor carriers increased from 20% in 1978 to 35% in 1985.
• U.S. carriers are not interested in the Ontario trucking market.	• Ontario's trucking market is the most lucrative in Canada. In the battle for market share amongst U.S. carriers, Ontario will be an easy extension of their current operations, especially under more lax entry rules.

Be realistic. Bill 88 is NOT good for Ontario.

FOR FURTHER INFORMATION, PLEASE CONTACT THE ONTARIO TRUCKING ASSOCIATION (416) 249-7401

HERE'S WHAT EMPLOYERS IN THE ONTARIO TRUCKING INDUSTRY HAVE TO SAY ABOUT BILL 88, THE GOVERNMENT OF ONTARIO'S PROPOSED ACT TO DEREGULATE THE PROVINCE'S INTRAPROVINCIAL TRUCKING INDUSTRY

Glengarry Transport Limited
Alexandria, Ont.

"Bill 88 contains a section which will hand over the Ontario truck market to U.S. carriers while Ontario carriers will remain effectively closed out of U.S. intrastate markets. This must be changed or it will be the death knell for a large number of Ontario carriers and the jobs that go with them."

John F. Kennedy, Vice President

Meyers Transport Limited
Peterborough, Ont.

"Over the past 60 years my family has invested heavily in operating authorities in much the same way farmers would buy milk quotas. Those authorities represented our pensions. It's what we worked for. Bill 88 will make these authorities worthless."

Evan Meyers, President

MacKinnon Transport Company Limited
Guelph, Ont.

"If we're going to compete with the U.S., we should play by the same rules."

William MacKinnon, President

Cronkwright Transport Limited
Simcoe, Ont.

"Give us equal opportunity with the Americans and we'll compete. Neither the free trade deal or Bill 88 accomplishes this."

James S. Cronkwright, Executive Vice President

Cooke Cartage & Storage Limited
Barrie, Ont.

"With all the people they've got at Queen's Park I can't believe they can't find a way to deal with the foreign carrier question. They do it in other industries."

W. R. Cain, President

Canada Transport Limited
Belleville, Ont.

"What with the Canadian tax structure, federal deregulation, and now Bill 88, Ontario trucking companies will be giving serious consideration to setting up shop in the U.S."

R. F. Baker, President

D & M Transport Limited
Downsview, Ont.

"It's incredible, but under Bill 88 a licence for truck operating rights can never be denied, even if it's found that the granting of that licence would be adverse to the public interest."

C. A. McKay, President

Al's Cartage Limited
Kitchener, Ont.

"The government wants to change the rules of the trucking game. That's fine, as long as the rules are fair. My family has spent 52 years building this business. I'm concerned that Bill 88 is not fair."

Howard Frohlich, Vice President

Van De Hogen Cartage Limited
Windsor, Ont.

"Apparently the Ontario government says that amending Bill 88 to incorporate a reciprocity clause that would treat U.S. carriers in Ontario the same way we're treated in the states is unconstitutional. I thought the constitution was supposed to protect Canadians."

J. P. Van De Hogen, President

McKevitt Trucking Limited
Thunder Bay, Ont.

"The big shipper might benefit somewhat from deregulation, but the small shipper and the small carrier, especially in rural and remote regions of the province, will be hurt by this legislation."

J. M. McKevitt, President

FOR FURTHER INFORMATION PLEASE CONTACT THE ONTARIO TRUCKING ASSOCIATION (416) 249-7401

REVIEWS ON THE ONTARIO GOVERNMENT'S PLAN TO OPEN UP THE PROVINCE'S TRUCKING MARKET TO U.S. TRUCKERS

"When truckers face unfair competition"

"... protectionist sentiment in many states threatens to deprive Ontario truckers of their rightful share of the pie.

"And while retaliation is an ugly response to trade disputes, the Peterson government may find upon reflection that reciprocal deregulation is the only way to guarantee domestic truckers the support they deserve. ...

"... until the U.S. states show a willingness to engage in fair competition, Ontario should support its domestic truckers."

— The London Free Press, January 6, 1988

"Grits inconsistent on free-trade deals"

"Ontario Premier David Peterson shows no sign of becoming open-minded about the free-trade deal that would increase Canadian companies' access to the market of our major trading partner. But even before the final text of the free-trade deal was signed ... Peterson's government was opting for free-trade in trucking — with no guarantees of reciprocity. ...

"... Since the free-trade pact negotiated by the Mulroney government does not include transportation, it will not help Canadian truckers get the same rights in the U.S. that American truckers are being handed by the Ontario government. ...

"... The victims of deregulation will have good reason to wonder this: Why does the Ontario government oppose a free-trade deal with protective mechanisms, while willingly legislating a deal that has none?"

— The Ottawa Citizen, January 5, 1988

"Shifting gears on free-trade"

"... Peterson's government, the staunches of all anti-free trade forces in Canada, is about to go free trade with the trucking industry — and with a vengeance.

"Strange. In a legislative situation where he has full control over what is happening. Peterson opts for full free trade. He is going for full deregulation of the trucking industry. That step will allow U.S. trucking firms — huge outfits armed with U.S. megabucks — to operate freely in Ontario. ...

"... So what if thousands of Canadian jobs are lost in the process? The Peterson government clearly could care less."

— Richard Rohmer, The Toronto Sun, December 22, 1987

"Will Peterson play his trucking card?"

"... Why should Ontario deregulate local trucking, while 43 U.S. states continue to exercise sweeping powers that protect their own truckers, and discourage or exclude all outside competition, including Canadian truckers? ...

"... This under-publicized threat to a vital Ontario industry puts Premier David Peterson squarely on the spot. ...

"... Clearly on this dangerous issue of trade and trucks, Peterson is straddling the centre line. Soon he's going to have to pick the right lane, and stay there."

— The Toronto Star, November 17, 1987

MAKES YOU WONDER WHY, DOESN'T IT?

FOR FURTHER INFORMATION PLEASE CONTACT THE ONTARIO TRUCKING ASSOCIATION (416) 249-7401

cc. Mr. E. A. Simpson, City Clerk
✓ Mr. John Thompson, Secretary - Legislation Committee
Council Members

From Mayor Bob Morrow
April 26th, 1988

8(e)

APR 21 1988

Ontario

Ministry of
Transportation and
Communications

1201 Wilson Avenue
East Building
Downsview, Ontario
M3M 1J8

April 18, 1988

His Worship Mayor Morrow
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

The Ontario Trucking Association (OTA) has recently written to Ontario municipalities regarding Bill 88, the Truck Transportation Act (TTA) which was introduced to the legislature last December. I wish to set the record straight regarding Bill 88 and respond to that letter.

The objective of the TTA is to improve the competitiveness of Ontario businesses using trucking services by providing an incentive for the trucking industry to become more flexible and responsive to shippers and consumers needs.

The TTA is the culmination of many years of review of the regulation of trucking in Ontario. I am enclosing, for your information, a history of regulatory reform in Ontario. As you can see from this outline, this process has involved extensive consultation with all parties including the trucking industry, shippers, manufacturers and many others.

The licensed for-hire trucking industry has benefitted most from the existing regulatory system. This system has, by its nature, protected truckers from competition. This has resulted in transportation services which have not been meeting the needs of shippers, Ontario's manufacturing resource and retail industries.

The OTA is maintaining that Bill 88 is "not fair". They maintain that Bill 88 will open the doors to American carriers while Ontario carriers will continue to be shut out of the U.S. market.

First, Ontario carriers are not shut out of the U.S. market. Since 1980, when the U.S. deregulated trucking, Ontario carriers have had easy access to transborder and interstate trucking licences. Ontario and other Canadian truckers have taken good advantage of this, substantially increasing their presence in this significant part of the U.S. trucking marketplace. On the other side of the coin, until January of this year U.S. truckers faced the restrictive entry test of public necessity and convenience which existed under the federal Motor Vehicle Transport Act.

At the present time, 40 U.S. states do maintain some form of economic regulation similar to the public necessity and convenience test which we are proposing to replace under the TTA. The OTA maintains this will be unfair as it is "impossible for an Ontario motor carrier to obtain the right to pick-up and deliver within those states".

However, federal customs and immigration regulations do not allow U.S. truckers using American vehicles and drivers to come into Canada and pick up and deliver goods within Canada.

Only Canadian vehicles and drivers are permitted to operate pick-up and delivery within Canada. A U.S. carrier with an intra-Ontario licence would have to use Canadian vehicles and Canadian drivers - thus operating as a Canadian enterprise.

The same situation exists in the U.S. where only U.S. vehicles and drivers can be used for pick-up and delivery within the U.S.

Also, it must be noted that the state regulatory systems treat all applicants equally regardless of nationality or base of operation. The government has defended the right of jurisdictions to maintain their own regulatory systems in a non-discriminatory manner. This position was supported in the past by the Ontario Trucking Association in respect to transborder trucking when Canadians had easy access to U.S. transborder and interstate licences but Americans faced restricted entry in Canada.

In contrast to this, restricting new applicants under the TTA to Canadians is discriminatory. All foreign truckers would be excluded regardless of the regulatory system in their home or base jurisdiction.

Introducing a discriminatory provision into the TTA is most undesirable. It would result in barriers to trade and commerce within Ontario and between Ontario and other North American jurisdictions. Such a move could also lead to retaliatory action by the U.S.

I am also enclosing some additional information on the other side of the regulatory reform story. Included in this is a letter from the Ontario Shippers' Coalition which strongly supports the TTA.

In closing, I must stress that trucking is a service industry. It exists to provide an essential transportation service for the benefit of Ontario manufacturers, shippers and the Ontario economy in general. We feel that the Truck Transportation Act will ensure there is a trucking industry that is viable, competitive, and responsive to the needs of the users of its service.

Yours truly,

Margaret Kelch
Assistant Deputy Minister
Safety and Regulation

Encls.

BILL 88: THE TRUCK TRANSPORTATION ACT (TTA)

WHAT IS BILL 88?

AN ACT TO REGULATE TRUCK TRANSPORTATION

Bill 88 received first reading in the Ontario Legislature on December 17, 1987. The TTA is intended to replace the Public Commercial Vehicles (PCV) Act which currently regulates the intraprovincial for-hire trucking in Ontario. Under the PCV Act, an applicant for a trucking licence must prove public necessity and convenience for the proposed service. This has had the effect of restricting new entrants into trucking, thereby limiting competition.

WHY HAS BILL 88 BEEN INTRODUCED?

TO IMPROVE TRUCKING SERVICES

Bill 88 is the culmination of many years of review of trucking regulation in Ontario. This involved extensive consultation with all concerned parties; truckers, shippers, manufacturers and others. The object of Bill 88 is to improve the competitiveness of Ontario businesses using trucking services by providing an incentive for the trucking industry to become more flexible and responsive to the needs of shippers and consumers.

WHO WILL BENEFIT FROM BILL 88?

THE CONSUMERS OF ONTARIO WILL BENEFIT

Bill 88 is intended to benefit the Ontario economy by providing incentives for the trucking industry to become more competitive, flexible and responsive to the needs of shippers and consumers.

The existing regulatory structure primarily benefits the for-hire trucking companies. By artificially limiting competition through a complex and spurious licensing system, Ontario shippers have not had the benefit of trucking services that meet their needs in terms of service options or rates. Evidence of this is the proliferation of private trucking used by these shippers. Private trucking has increased to the extent that it now comprises over half of the trucking activity in Ontario. This would not occur if for-hire trucking were meeting the needs of Ontario shippers.

IS BILL 88 EQUITABLE?

BILL 88 TREATS APPLICANTS EQUITABLY

All applicants for licences will be treated equally regardless of size, base of operation or nationality. The criteria for issuing a licence will be fitness of the applicant. (i.e. is the applicant fit to provide

ONTARIO TRUCKING ASSOCIATION POSITION		MINISTRY RESPONSE
"MYTH"	"REALITY"	"TRUTH 1"
1 Bill 88 treats U.S. and Canadian truckers equally by providing easy access to Ontario intraprovincial trucking rights for all motor carriers, regardless of domicile. This is fair.	Bill 88 is one-sided free trade favouring the Americans. Bill 88 would open the door to U.S. truckers seeking Ontario intraprovincial truck operating rights while Ontario carriers will continue to be closed out of U.S. intrastate trucking markets.	Canada/U.S. immigration restrictions do not allow U.S. carriers to make point to point moves within Canada using American vehicles and drivers. Canadian drivers and vehicles must be used in Canada. American state regulatory systems treat all applicants equally regardless of nationality or bases of operation.
2 U.S. trucking markets have deregulated, so in the interests of enhancing trade, Ontario should deregulate too.	U.S. interstate and transborder trucking was deregulated in 1980 but intrastate trucking remains highly controlled with only 7 of 50 individual U.S. states having deregulated.	The American Trucking Association indicate that 11 out of 50 states have deregulated entry and a further 14 are considering it. The intent of the TTA is to promote efficient transportation services in Ontario, not to be a barrier to enhanced trade.
3 Ontario is lagging behind all other provinces in deregulating intraprovincial trucking.	Not so. British Columbia, Saskatchewan, Manitoba, Nova Scotia and Newfoundland currently have no plans to deregulate.	Most Canadian provinces support regulatory reforms with the exception of Manitoba. Saskatchewan has implemented modified reforms. Nova Scotia will implement by July '88. Newfoundland will implement by Sept. '88. British Columbia is supportive but has no timetable for implementation.

	"MYTH"	"REALITY"	"TRUTH 1"
4	Deregulation will benefit small towns and rural regions of the province - i.e., the North.	The U.S. example shows that all small towns and remote communities can expect to pay higher prices for poorer service under deregulation.	U.S. studies that service has improved or at worst, remained the same in small communities. Northern Ontario shippers are supportive.
5	Safety and deregulation are not linked.	The U.S. experience provides a shocking example of the deterioration of highway safety following deregulation.	Ontario will avoid any declines in safety standards through increased enforcement, introduction of CVOR and implementation of the National Safety Code.
6	U.S. carriers are not interested in the Ontario trucking market.	Ontario's trucking market is the most lucrative in Canada. In the battle for market share amongst U.S. carriers, Ontario will be an easy extension of their current operations, especially under more lax entry rules.	It is unlikely there will be a mass influx of U.S. carriers. The large carriers are already present, and small ones would not be in a position to effectively function intraprovincially due to immigration and customs restrictions. The Ontario market is not significant compared to the U.S. market. The northeastern U.S. market is approximately 5 times the size of the Ontario and Quebec markets combined.

ONTARIO
TRUCKING REGULATORY REFORM

Background

- The Public Commercial Vehicles Act of 1928 is now obsolete. It is difficult to administer and enforce.
- 60 years of strictly controlled entry to the for-hire trucking industry has resulted in limited competition.
- All provinces agreed to implement reforms by January 1987.

History of Reform

The Truck Transportation Act is the product of 10 years of consultation and discussion between government and industry. More recent efforts include:

- 1983 "Responsible Trucking" was published establishing a framework for reform.
- Following the 1985 election the Minister conducted an extensive review of the issues with industry
- 1987 - Bills 150, 151, 152 reached 2nd Reading prior to the election
- 1987 - Bills 86, 87 and 88 introduced for 1st Reading
- 1987 - Federal Motor Vehicle Transport Act was passed (January 1, 1988 implementation) reforming interprovincial trucking

Consultation

The reform committees involved extensive industry participation and consultation with a number of groups with an interest in trucking reform. Major sectors represented included the following:

- Trucking industry
- Manufacturing industry
- Shippers
- Labour
- Transportation lawyers

(See Appendix A for complete listing)

Throughout the reform process, the Minister continued to review the issues with representatives from the many interest groups.

Based on discussions, shippers and manufacturers are anxious for reform. Their ability to compete both domestically and internationally is influenced significantly by this initiative.

Principles of Reform

The following are the major principles of trucking reform:

- Less regulation and less government interference will encourage innovation and enterprise
- More reliance on competition and market forces will result in lower costs, more competitive prices and wider service options for shippers
- The market place, not government, should determine who can participate and compete in providing truck transportation services
- Regulations must be compatible across the country.

Benefits of Reform

The benefits of trucking regulatory reform will be shared by Ontario consumers, shippers and carriers. These benefits include:

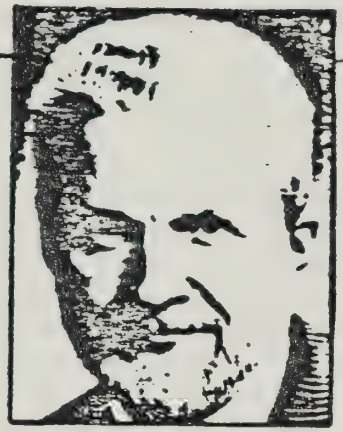
- The stimulation of the Ontario economy
- Enhanced competitiveness of small business
- A net gain in employment
- A dependable and innovative trucking industry
- Reduced costs to Ontario consumers

These benefits will be more pronounced in Northern Ontario where competition is presently more restricted.

Appendix A

Consultation Participants

Association of Municipalities of Ontario
Board of Trade of Metropolitan Toronto
Canadian Association of Movers
Canadian Bankers' Association
Canadian Conference of Motor Transport Administrators
Canadian Highway Transport Lawyers' Association
Canadian Industrial Traffic League
Canadian Manufacturers' Association
Canadian Pool Car Operators' Association Inc.
Canadian transport Tariff Bureau Association
Com-Car Owner-Operators' Association
Consumer and Corporate Affairs
Consumers' Association of Canada
Fertilizer Institute of Ontario Inc.
Greater Ottawa Truckers Association
Grocery Products Manufacturers' of Canada
Independent Truckers' Association of Canada
Industrial Cartage Association of Metropolitan Toronto Inc.
Motor Vehicle Manufacturers' Association
Ontario Cattleman's Association
Ontario Chamber of Commerce
Ontario Dairy Council
Ontario Federation of Agriculture
Ontario Grain & Feed Dealers Association
Ontario Milk Transport Association
Ontario Mining Association
Ontario Motor Coach Association
Ontario Petroleum Association
Ontario Private Truck Association
Ontario Trucking Association
Private Motor Truck Council of Canada
Retail Council of Canada
Teamsters' Joint Council #52
University of Toronto/York University Joint Program in Transportation



Comment

THE DEREGULATION BOGEYMAN

Truckers have little to fear except fear itself

Do Canadian truckers have much to fear from deregulation?

Darshan Kailly, president of the Alberta Trucking Association doesn't think so. Furthermore, based on conversations that I've had with truckers from practically every corner of this land of ours, hundreds if not thousands of other truckers are not overly afraid of it either. Apprehensive? Yes. In a panic? No.

Kailly cites a number of reasons why the January 1, 1988 removal of truck entry controls won't be tantamount to a doomsday scenario and in fact suggests that innumerable fleets may benefit from it.

For one thing, Kailly doesn't believe that Canadian carriers will enter into suicidal rate wars because rates are already at rock bottom (many being less than comparable rates in the United States). For another, Kailly points out that deregulation will afford opportunities to all companies to seek new business and open up traffic lanes which would have been exceedingly tough to do in the past.

But what about those Yanks, those terrible American hords who were lined up at our border, just waiting for January 1 when they would be free to march in and to leave with practically every dime's worth of international freight that Canadian carriers have ever hauled?

Although this might come as a surprise to some of Canada's most rabid trucker regulationists, it hasn't happened yet and it probably never will. At last month's meeting of the Council of Transport Ministers I asked several of their senior officials if inordinately large numbers of American carriers had submitted applications for international authorities thanks to the more relaxed entry control regime and the response was no they hadn't.

Furthermore, while it's far from conclusive, one recent Canadian truck costing study indicates that except for taxes (fuel, corporate and depreciation) which are much lower in the U.S., our overall trucking costs tend to be substantially less than they are south of the line. You'll see an analysis of two of these studies by economist Fred Nix elsewhere in this publication.

So why are the for-hire truckers in British Columbia, Manitoba and Ontario still fighting a rearguard action to stop moves toward deregulation within their provinces when the other seven provinces have already adopted dereg or are moving quickly in that direction?

After listening to all the arguments against deregulation over so many years I can reach only one of several conclusions:

—These carriers live in the dark ages, unaware that these days the public including shippers and many within their own ranks, resent big brother tribunals telling airlines when and where they can fly their planes and truckers for whom and where they may haul freight and chickens how many eggs to lay.

—They are afraid of change. In fact they are paranoid. "We've been a regulated industry for the past 40 or 50 years or so. It's worked okay, so why's everybody in such a hurry to change now?"

Can you think of better reasons why certain segments of the trucking industry are still flailing at that bogeyman known as deregulation?

Ontario Shippers' Coalition

March 24, 1988

Letter sent to all members of
the Legislative Assembly of Ontario

Dear

I am writing to you on behalf of the Ontario Shippers' Coalition to re-iterate our support for Bills 86, 87, 88; to urge that they be passed promptly when the legislature reconvenes; and, most importantly at this point, dispell some misleading information on possible negative effects of changing trucking in Ontario to a competitive business from a protected industry.

Some representatives of for-hire highway carriers who do not wish to see the end of their protection from business competition are now focussing on the issue of "reciprocity". Although this term is emotive in Canadian history, its unclear usage in the present context serves only to blur some rather clear-cut issues. That, no doubt, is the intended effect.

As businesspeople who have promoted the change of the 1930s legislation governing trucking in Ontario since draft legislation, we have lived and worked through countless bogus arguments against change: service to small communities, job loss, safety, foreign takeovers, concentration, productivity are but some. Ontario businesses have dealt with all these issues seriously and convincingly, with the routine effect that these for-hire truckers quietly set aside the issue and come up with yet another.

The latest argument was to hold up deregulation as an aspect of the Canada - U.S. Free trade Agreement. That view lost all meaning when transportation was explicity excluded from the agreement. The free trade line has since been honed to "reciprocity", complaining that under Bill 88 U.S. truckers could haul point-to-point within Ontario while an Ontario trucker could not within that state from which the U.S. trucker came.

.../2

706, Global House, 480 University Avenue, Toronto, Ont. M5G 1V2 - Tel: (416) 596-7833, Fax: (416) 596-1272

That might be the case if Bill 88 were the only statute of the Parliament of Canada or the Legislature of Ontario governing who can do business in Ontario and how. It is not, and as the Ontario Trucking Association has said, "Under the proposed new trucking legislation, which was introduced by Minister of Transportation, Ed Fulton, last December, U.S. trucking companies who wish to operate within Ontario will still be bound by immigration laws requiring them to use Canadian drivers and Canadian equipment." However, they go on to add mysteriously, "But, other jobs will move from Toronto to Buffalo, say, in marketing, computers, accounting and general management."

That non sequitur appears to be the sum of the "reciprocity argument". It is clearly spurious and an abuse of the serious concern to hear all reasonable representations exhibited by Ontario legislators.

While this small and diminishing group of truckers speaks often of their employment and economic benefits within their communities, we would do well to balance their impact with that of shippers. Shippers comprise every mine, every factory, every mill and every store in every community of Ontario. Not only that, but shippers own and operate well over 50% of the trucks on our highways. This relatively high ratio is a result of the for-hire industry not being able to satisfy all our demands. It is truly expected that if Bill C-88 is passed as written, in fact, this same for-hire industry will gain a much greater share of the Ontario market as a more competitive, customer service industry better meets shipper needs.

The health of those businesses, and the consequent employment, whether it is a mine employing thousands, or a hardware store employing a handful, is dependent upon getting competitive transportation. They are not getting it now; they will with Bill 88. We urge you to support it.

Yours very truly,

J. David Long
President, Canadian Industrial Transportation League
Member, Ontario Shippers' Coalition

.../3

Ontario Shippers' Coalition

Canadian Council of Grocery Distributors
Canadian Chemical Producers Association
Canadian Electrical Distributors Association
Canadian Industrial Transportation League
Grocery Products Manufacturers of Canada
Mining Association of Canada
Private Motor Truck Council
Retail Council of Canada

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DEPUTY CITY CLERK

CITY HALL
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L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

1988 June 24

NOTICE OF SPECIAL MEETING

URBAN MUNICIPAL
JUN 27 1988
GOVERNMENT DOCUMENTS

Legislation Committee
Wednesday, 1988 June 29
7:30 o'clock p.m.
Council Chambers, City Hall

John Thompson,
Secretary

JT:mjw

AGENDA

A public meeting has been scheduled to consider the attached proposed by-law respecting smoking in the workplace.

This public meeting has been advertised and copies of the draft by-law have been made available to the public.

Attachment

CANADIAN FOOTBALL HALL OF FAME
25 YEARS
1963-1988
HAMILTON

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 88-

Respecting:

SMOKING IN THE WORKPLACE

DRAFT #2
FOR DISCUSSION PURPOSES ONLY
JUNE 13, 1988
CITY SOLICITOR
THE CITY OF HAMILTON

WHEREAS it has been determined that second-hand tobacco smoke (exhaled smoke and smoke from idling cigarettes, cigars and pipes) is irritating and discomforting, and a hazard to the health of the workers of the City of Hamilton;

AND WHEREAS it is desirable to regulate the effects of second-hand smoke in the workplace in accordance with the provisions of this by-law;

AND WHEREAS the City of Hamilton Act, 198_, authorizes the Council of The Corporation of the City of Hamilton to pass by-laws respecting smoking in the workplace;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item ____ of the ___ Report of the Legislation Committee at its meeting held on the ___ day of _____, 198__, authorized the enactment of a by-law pursuant to the City of Hamilton Act, 198_.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

"Council" means the Council of The Corporation of the City of Hamilton;

"employee" includes a person who,

(a) performs any work for or supplies any services to an employer, or

(b) receives any instructions or training in the activity, business, work, trade, occupation or profession of the employer;

"employer" includes any person who as the owner, proprietor, manager, superintendent or overseer of any activity, business, work, trade, occupation or profession, has control over or direction of, or is directly or indirectly responsible for the employment of a person therein;

"enclosed" means closed in by a roof or ceiling and four walls with an appropriate opening or openings for ingress or egress;

"smoke" or "smoking" includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment;

"smoking policy" means a written policy that attempts to accommodate the preferences of smokers and non-smokers in a workplace;

"workplace" means any enclosed area of a building or structure in which an employee works.

Workplace Smoking Policy

2. (a) Every employer in the City of Hamilton shall, before the 1st day of September 1988, adopt and implement a smoking policy in respect of each workplace under the control, supervision or ownership of the employer.

(b) Where a workplace is created or comes into existence after the 1st day of September 1988, the employer responsible for such workplace shall within 7 days after such workplace is created or comes into existence, adopt and implement a smoking policy in respect of each such workplace under the control, supervision or ownership of the employer.

3. Every employer required by the by-law to adopt and implement a smoking policy shall,

(a) thereafter maintain that smoking policy in the workplace for which it was adopted;

(b) give written notice of the adoption of the smoking policy to each employee in the workplace within 7 days after the day upon which the smoking policy in respect to that workplace was adopted;

(c) erect and maintain signs in accordance with section 10 of this by-law indicating where smoking is prohibited by the smoking policy; and

(d) erect and maintain signs in accordance with section 10 of this by-law at every entrance to the workplace indicating that smoking is prohibited in certain areas thereof by the smoking policy.

4. The provisions of sections 2 and 3 shall not apply where an employer has already established a policy that totally prohibits smoking in the workplace, and has posted signs to that effect.

5. Where the employer's workplace smoking policy does not totally prohibit smoking in the workplace, the policy shall prohibit smoking, except in designated areas of the workplace.

6. In establishing the designated areas for smoking under section 5, the employer shall take into account the concerns and preferences of both smoking and non-smoking employees.

7. (1) No area of the workplace may be designated for smoking pursuant to section 5, unless the said designated smoking area meets the following conditions:

(a) be fully enclosed,

(b) in buildings which do not have a sealed ventilation system,

(i) be vented directly to the outside, or

(ii) have not less than one openable window that is not lesser in size than 4% of the total floor area of the designated smoking area, but in no case shall said window or windows be openable to an unobstructed area of less than 3 square feet,

(c) in buildings which have a sealed ventilation system, exhaust the air at a rate of not less than 2.5 cubic feet per minute for each square foot of floor area.

(2) Notwithstanding section 7(1)(a), not more than ___ % of the floor area of a cafeteria or lunch room may be designated as a smoking area.

(3) Notwithstanding sections 7(1)(b) and (c), other systems for treating air in designated areas may be used, provided that the air treatment system cleans the volume of air at a rate of not less than 20 times per hour, and removes not less than 90% of the particulates in the air.

8. No person shall smoke in a workplace contrary to the smoking policy adopted for that workplace.

9. No employer shall permit smoking in a workplace contrary to the smoking policy adopted for that workplace.

Signs

10. (1) Every sign that prohibits smoking shall comply with the following requirements:

1. Carry the text "NO SMOKING" in upper case or lower case letters, or a combination of both.

2. Consist of two contrasting colours, or consist of lettering contrasting to the background colour where the lettering is applied directly to a surface or is mounted on a clear panel.

3. Consist of lettering not less than the height set out in column 2 of Table 1, for the corresponding maximum viewing distance in direct line of sight, in column 1.

TABLE 1

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	1
20	2
40	3
80	4
160	6
more than 160	8

4. Include in the text at the bottom of each sign, "City of Hamilton By-law No. 88-___ Maximum Fine $2,000" in letters and figures not less than,

   (a) 1/2 inch in height for signs with letter size of 1 inch; and

   (b) 1/4 of the height of the letters for all other sizes of signs having lettering greater than one inch.

(2) For the purpose of subsection 1, "letter height" means the actual height of the letter whether or not the letter is in lower case or in upper case.

11. (1) Notwithstanding section 10, a graphic symbol in accordance with subsection 4 of section 11 may be used to indicate no smoking areas.

(2) Every graphic symbol shall comply with the following requirements:

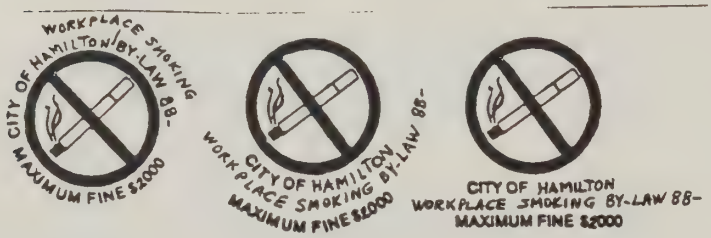
1. Include the text "City of Hamilton By-law No. 88-____ Maximum Fine $2,000" in letters and figures occupying at least 5% of the diameter of the circle of such symbol.

2. Consist of a white background having,

   (a) a circle and interdictory stroke in red upon the background; and

   (b) a cigarette, letters and figures in black, in accordance with the provisions of this section.

3. Consist of one of the following symbols:



4. Consist of a symbol shown in paragraph 3, having a diameter not less than the diameter set out in column 2 of Table 2 for the corresponding maximum viewing distance in direct line of sight, in column 1.

TABLE 2

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	4
20	6
40	8
80	12
160	16
more than 160	24

(3) Notwithstanding subsection (2), every graphic symbol may contain a directional arrow.

(4) Notwithstanding that the content of a graphic symbol contains a cigarette, the prohibition shall include a cigar, pipe or any other lighted smoking equipment.

Offence and Penalty

12. Any employer who permits smoking in a workplace contrary to the smoking policy adopted for that workplace is guilty of an offence, and on conviction is liable to a fine not exceeding $2,000.00, exclusive of costs, for each offence.

13. Any employer who refuses, fails or neglects to perform any of the duties imposed upon an employer under any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding $2,000.00, exclusive of costs, for each offence.

14. In addition to the provisions of sections 12 and 13, any person who smokes in contravention of any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding $2,000.00, exclusive of costs, for each offence.

15. This by-law shall be enforced by the Licensing Division of the Clerk's Department for The Corporation of the City of Hamilton.

Amendment to By-law No. 80-258

16. By-law No. 80-258, as amended, respecting smoking in public areas, is further amended by inserting after section 22 the following sections:

22A. None of the provisions of this By-law shall apply so as to permit smoking where smoking is prohibited in a smoking policy adopted under the Workplace Smoking By-law No. 88-___.

22B Where under this By-law a proprietor is permitted to designate an area as a smoking area, the area so designated as a smoking area shall not include any area where smoking is prohibited under the Workplace Smoking By-law No. 88-____.

General

17. Any notice required by this by-law to be given by the employer shall be,

(1) posted and kept continuously displayed in a prominent place which is accessible to all employees in the workplace; and

(2) personally distributed to each employee in that employee's usual working area in the workplace.

18. In the event of conflict between the provisions of this by-law and By-law No. 80-258, as amended, or any other City of Hamilton by-law, the provisions of this by-law prevail.

19. This by-law comes into effect on the date of enactment.

20. This by-law may be cited as the "Workplace Smoking By-law."

PASSED this day of ,A.D. 1988.

City Clerk Mayor

(1988) R.L.C.

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